

JOURNAL
OF THE
Commons House of Assembly
OF
SOUTH CAROLINA

FOR THE SESSION


Beginning February 23, 1724/5 and Ending June 1, 1725

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1725
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Edited by
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Tuesday the 23^d of February 1724/5

The following Persons being returnd as Members of the house Pursuant to a Precept from his Excellency the Govern^r: & his Maj^{ts}: hono^{ble}: Council Met at the house of Coll^o Michael Brewton. viz^t

Collo: Tho ^s : Broughton	Coll ^o Jn ^o . Woodward
John Lloyd Esq ^r .	Coll ^o : Geo: Chicken
Cap ^t . Will ^m Dry	M ^r Henry Nichols
M ^r . Eleazer Allen	Coll ^o John Fenwicke
M ^r Sam ^l . Eveleigh	M ^r Robert Hume.
M ^r . W ^m : Rhett	Coll ^o John Herbert
Benj ^a : Whitaker Esq ^r	M ^r Jacob Bond
M ^r Tho ^s : Howard	M ^r . John Raven
M ^r Tobias Fitch	Maj ^r Alex ^a : Hext.
M ^r John Parker	M ^r Tho ^s : Barton
Cap ^t : Nath ^a Broughton	Walter Izard Esq ^r .
M ^r John Ashby	Cap ^t W ^m : Sanders
Coll ^o : Arthur Hall	Tho ^s : Hepworth Esq ^r
M ^r . W ^m : Cattle.	

Coll^o. George Chicken & Coll^o Arthur Hall were desired to wait on his Excell^{cy}: & acquaint him, that the Majority of the Members Elected were met pursuant to the several Precepts Issued by his Excell^{cy} the Govern^r & his Maj^{ts}: hono^{ble} Council & waited to kno^w his Excell^{cy}s. Pleasure & those Gent^t: being returnd informd the members that His Excell^{cy}: said he would order them to attend as soon as a Sufficient Number of his Maj^{ts}. Council were met

M^r. Secretary Hart acquainted the members that his Excell^{cy}: requir'd their Attendance in the Council Chamber in Order to take the State Oaths.

The Members waited on his Excell^{cy}: the Govern^r pursuant to the s^d Message. & being returnd they took the usual oaths of qualification directed by the Election Act & then they unanimously made choice of the hono^{ble}: Thomas Broughton Esq^r: for Speaker who took the Chair According

Coll^o. Chicken & Coll^o Hall were ordered to wait on his Excell^{cy}: & to Acquaint him that the Members had made choice of a Speaker.

Mr. Secretary Hart informd the house, that his Excell^{cy} the Governour was ready to recieve the Speaker, the house then Pitcht upon Coll^o George Chicken & Coll^o John Fenwicke to present the Speaker to the Govern^r. The Speaker & the whole house waited on the Govern^r: & being returnd the house proceeded to the choice of their officers and William Blakewey Esq^r was chosen Clerk with the usual Allowance he had when Clerk of the Last Com^{ons} house of Assembly. And Mr John Brown was chosen Messenger also with the usual Allowance he had as Messenger of the last Com^{ons} house of Assembly.

The house adjourn'd till tomorrow Morning 9 of the Clock

Wednesday the 24th: day of Febru: 1724

The house met according to adjournm^t

The Speaker acquainting the house that he Expected his Excell^{cy}: the Govern^r would send for the house very soon he layd before them the following request he designd to make the Govern^r and desird the Opinion of the house thereupon May it Please your Excell^{cy}:

Since the Commons house of Assembly have done me the hon^r to choose me their Speaker: and it has met with your Excell^{cy} Approbation I desire that According to the Ancient rights & Priviledges of the house of Commons of Great Brittain & of the Com^{ons} house of Assembly of this Province, that your Excell^{cy}: will allow the Members freedom of Debate. Access to your Excell^{cy}s: Person as often as it is necessary. and if any of the Business of the house is by me misrepresented that you'l be pleas'd to excuse it & give leave to Correct the Same & that the Members their Servants & Attendants may be free from Arrests.

The house having considerd the same agreed that the Speaker deliver it to the Govern^r: when he's pleas'd to make his Speech.

Capt Dry & Walter Izard Esq^r. were orderd to wait on his Excell^{cy}. & desire to know whither the officers of this house should wait on him to take the State Oaths or if his Excell^{cy}: would be pleas'd to appoint any Gent^t of his Maj^{ts}. Council to quallifie them, & being returnd they informd the house that the Govern^r said they might attend to take the State Oaths in the Council Chamber when the house went up.

Mr Secretary Hart from his Excell^{cy} informd the house that he requird their Attendance im^{ed}iately in the Council Chamber.

The Speaker & the whole house waited on the Govern^r and being returnd, the Speaker informd the house that his Excell^{cy}. had been Pleasd to make a Speech to them, w^{ch}. for fear of Mistakes he had obtaind a Copy of and laid the same before the house which was orderd to be read & is as follows.

Mr Speaker & Gent^t of the Com^{ons} house of Assembly

I hope that God Almighty will be pleasd to bless this Assembly with success in all our undertakeings, that it may be for his Glory & for the Prosperity & welfare of those Two Inseperables his Majesties Interest & Service & that of this his Maj^{ts} Province. I am very much Encouragd to hope for these things, because you have so willingly & readily qualifyd your selves, by taking the Oaths &c^a: & after that by unanimously choosing the hono^{ble}: Coll^o Thomas Broughton to be your Speaker, a Gentleman who is very well qualifyd in all respects for that great & hono^{ble}. Place.

Hono^{ble}: Gent^t.

I do most cordially & Earnestly recom^{end} to you a good agreem^t & a quick dispatch of what I now recom^{end} to you (viz^t) the Tax law & I have already given orders to Coll^o Alexand^r Parris to have all his Accounts ready to lay before you. I have recd his Maj^{ts} royal Com^{ands} in Council concerning our paper Money. The Petition^{rs} against the s^d. Paper Money have I think accusd all the late Assembly and I herewith give the hono^{ble}: Mr Speaker his Maj^{ts}. said order in Council In my opinion this is an Affair of the last Consequence, in all respects, concerning the Two aforesaid Inseperables. Therefore I do most heartily recom^{end} it to your most Serious Consideration

Hono^{ble} Gent^t

I thank God that I never had nor hope shall not have any thing in view, but endeavour to do my duty to God Almighty his Majesty, and then to do all I am Capable for the Interest, Welfare & Prosperity of this his Maj^{ts} Province of w^{ch}: I have the hon^r to be Govern^r.

I herewith give the hon^{ble}: Mr Speaker an Attested Copy of His Maj^{ty}s: royal Lycence for my going to Great Brittain & after please God shall arrive there to stay Six months in which time I Shall by divine Assistance endeavour to discharge the

Dutys &c^a aforesaid. I have some other things to recommend to you which shall be sent to you tomorrow by

Council Chamber Febr 24th. 1724.

Fra: Nicholson

The Clerk & Messenger of this house took the Usual Oaths of their Quallification.

The house adjournd till three of the Clock in the Afternoon

The house met according to adjournment

The Petition of James Akin setting forth that he finds himself return'd by the Church Wardens of st. Thomas & St Dennis Parish to have equal Votes wth Mr Michael Darby, the s^d. Church Wardens having admitted one Joseph Roper to give his Vote at the Election for the said Parish, that the s^d Roper had voted for Mr Darby and was not legally intitl'd to vote, and therefore prayed that the Merits of the s^d: Election might be taken under-consideration, and the house having considered the said Petition resolv'd that the s^d Petition be referd to a Com^{it}tee (Viz^t) Benja: Whitaker Esq^r. Mr Thomas Barton Thomas Hepworth Esq^r. Cap^t Henry Nichols, and Cap^t Jacob Bond and that the said Com^{it}tee have power to send for Persons Papers & records and that They report their opinion to this house.

The Church Wardens of the Several Parishes attending; The Messenger was orderd to let them know, it was the Pleasure of the house that They should forthwith make returns of the Members elected in the Parishes for which they are Church Wardens. The Church Wardens of Christ Church, waiting on the house presented their Return & being orderd to withdraw the said return was read, and it appeard that Mr Thomas Barton and Cap^t Jacob Bond were Elected for the said Parish. The Church Wardens were again sent for dischargd from further Attendance.

The Church Wardens for St Andrews were also sent for, and it appearing that Mr. William Cattle a Member of this house was one of the said Church Wardens; he laid his Excell^{ys}: Precept, and their return before the house and Mr John Williams the other Church Warden Not being present but having signd the said Return. The House read the s^d Return, and it apearing that the s^d. William Cattle Mr Henry Toomer & Mr Thomas Heyward were Elected for the s^d parish the said Return was accepted.

John Bell Church Warden of Prince Georges Parish laid before the house his return for the said Parish, and it appearing that Cap^t Richard Smith and M^r. James Nicholas Mairant are Elected for the said Parish, the said Church Warden was informd that he was dischargd from further attendance

Hugh Bryan laid before the house the return for the Parish of St Bartholomews, and it appearing that Coll^o Arthur Hall M^r. John Parker, Cap^t Joseph Seabrook & Coll^o John Palmer were Elected for the said Parish the Church Wardens were again sent for & discharg'd from any farther Attendance.

Coll^o Joseph Blake & M^r Thomas Wareing Church Wardens for St Georges Parish laid before the house the return from St Georges Parish, and it appearing that Walter Izard Esq^r & Cap^t W^m Sanders are Elected for the said Parish, The said Church Wardens were again sent for & informd they were dischargd from any farther attendance

Thomas Farr & Hugh Hext Church Wardens for St Pauls Parish, laid before the house their return for the said Parish and it appearing that Coll^o John Fenwicke Maj^r. Alexand^r Hext, Cap^t Henry Nichols & Cap^t John Raven were Elected for the said Parish The Church Wardens were informd they were dischargd from any farther attendance.

John Cawood & Francis LeBrasseur Church Wardens for St Phillips Charles Town laid before the house their return for the s^d Parish and it appearing that M^r Robert Hume, M^r Sam^l Eveleigh M^r Eleazer Allen, M^r. William Rhett & John Loyd Esq^r. were Elected for the said Parish, the said Church Wardens were acquainted they were dischargd from any farther Attendance.

Abraham Sanders Church Warden of St Johns Parish laid before the house their Return for the said Parish and it appearing that Coll^o Tho^s: Broughton & Cap^t Nath^a Broughton were Elected For the said Parish, and that Dan^l Hugier Esq^r. & Hugh Butler Esq^r had equall Votes the said Church Wardens were Acquainted they were dischargd from any farther attendance.

Edward Smith Church Warden for Goose creek Parish laid before the house the return for the said Parish & it appearing that Coll^o George Chicken Coll^o John Herbert Cap^t William Dry & Cap^t Tobias Fitch were Elected for the said Parish, the said Smith was acquainted he was dischargd from any farther attendance.

Benja: Whitaker Esq^r. from the Com^{it}tee to whome the Petition of James Akins was referd made the following report.

The Com^{it}tee appointed by this hono^{ble}. house, to take under Consideration the Petition of Mr. James Akin are unanimously of opinion that the Examination of the facts allegd in the said Petition will tend to the Destruction of the Freedom of Elections securd to the Inhabitants of this Province by the Act pass^t by the last Assembly

That for this hono^{ble}: house to send for Electors to induce them to make a Voluntary Declaration for whome they Voted will be a means to Introduce Frauds bribery & Corruption against w^{ch}: the Act has so wisely provided

That on Examination of the Church Wardens of the Parish for which the Petitioner stood Candidate, The Com^{it}tee are informd that there were two votes rolld up together, in the Petitioners hand writeing, and not denyd by him when questioned about it, the Persons named in the said Votes were James Akin, Jonathan Russ & Peter Johnson, an Instance in the opinion of the Com^{it}tee nothing in favour of the Petitioner

That the Com^{it}tee on further enquiring have found that one James Rouse voted without any Legal Quallification so that if the Com^{it}tee could be induct to think that Roper should be examind, t^would be equal Justice to proceed in the same Manner wth, respect to Rouse, both which the Com^{it}tee concieve will be Precedents Ill Consequence.

Mr. Secreta^y Hart brought from his Excell^{ty} & the Council Several Acco^{ts}: of Coll^o Parris and other Persons appointed to burn the Current Bills of this Province agreeable to Acts of assembly of this Province

The house took under Consideration the report of the Com^{it}tee on James Akin his Petition and Several debates ariseing on the s^d Petition Motion was made that the Church Wardens of S^t Thomas's Parish should be orderd to attend the house im^ediately wth. their return for the said Parish & Mr. Isaac Lescen and Mr Sam^l Simmons the s^d Church wardens laying their return before the house it appeard that the Hon^{ble}. Coll^o Thomas Broughton Mr John Ashby were elected for the said Parish & that Mr James Akin and Mr Michael Darby had equal Votes and then withdrew

The house then resumed the debate on the aforesaid report and after sometime spent therein The Question was Put

Whether Roper should be sent for to this house to inform the house Voluntarily what Persons he voted for at the last Election in the Parish of St Thomas & St Dennis.

Carried in the Negative

The s^d Church Wardens were sent for into the house & informd They were dischargd from any farther Attendance.

The house being informd that M^r Henry Toomer was without and it appearing upon the Return of the Church Wardens of St Andrews Parish, that the s^d Toomer was Elected to serve as a member for the s^d Parish he was orderd to attend the house and being askt if he would serve as a Member of this house for the said Parish he declared he could not, & then withdrew

Resolvd that all the Absent Members be farther Sum'ond by the Messenger to attend the Service of this house.

Coll^o John Woodward Church Warden of the Parish of St: Helena laid before the house his return for the said Parish and it appeard that Benja^a Whitaker Esq^r, Tho^s: Hepworth Esq^r Capt Joseph Seabrook; and that the s^d John Woodward was also Elected, and some debates arising on the Vallidity of the s^d Return as to the said Coll^o John Woodward he was askt why no other Church Warden signd the s^d: Return, he then informd the house that there was no other Church Warden Quallifyd, the s^d. Return was Recievd

The Hono^{ble}: the Speaker being returnd to Serve as a Member for St Johns Parish & also for the Parish of St. Thomas & St Dennis he was pleasd to declare that he would serve for the Parish of St Thomas & Dennis

The house adjournd till tomorrow morning 9 of the Clock.

Thursday the 25th: February 1724.

The house met according to Adjournm^t:

The house took under Consideration the Rules & Orders of the house and agreed to Eighteen Rules w^{ch}: were orderd to be engrosst in Parchment to lye always on the Table.

M^r Secretary Hart brought from his Excell^{cy} the Govern^r the two following Messages together with Several Additional Instructions from his Most Sacred Majesty & from their Excell^{cys}: the

Lords Justices to his Excell^{cy}: as also the Address of the Clergy of this Province. Nehemiah Patridges Account of Canada & some Informations Concerning the Indians

Hono^{ble}. Sr

Cha: Town Febru 25th. 1724

The paper w^{ch} you gave me yesterday concerning your Priviledges I most heartily agree wth you concerning them & I hope in God there will never be any Ocasion to have any dispute amongst us concerning them for I do assure you that I shall take it as a piece of good fortune, when ever I can be any ways in the least Serviceable by the way of Priviledge or otherwise to your hon^{ble}: house in General, or to any of the Members, and in particular to your self, for upon Notice thereof It shall be most Cordially & readily complyd wth: by

Fra: Nicholson

Hono^{ble}. Sr

It is a very great Satisfaction to me to see your self & the rest of the hono^{ble}. Members to go to Church yesterday in that solemn & orderly way & when you agree upon times that you would go to Church the Rever^d: M^r Garden will attend you he being Spoke to for his so doing by

To The Speaker of the
hono^{ble} Com^{ons} house of Assembly

Fra: Nicholson

Mr. Speaker & Gent^t

I do most heartily & Earnestly recommend to you the Petition of the Rever^d: the Clergy w^{ch}: I herewith send you

Hono^{ble}: Gent^t:

I herewith send you one of his Maj^{es} Royal additional Instructions concerning the Rever^d the Clergy & the School Master with a Letter from the Right hon^{ble}: Lord Cartaret dated White hall 3^d day of Dec^r: 1721 and I likewise send you one of his Maj^{es}. Royal additional Instructions concerning Trade & Navigation &c^a: dated the 1st: day of June 1722

An Instruction from their Excell^{cy} the Lords Justices Concerning Private Acts. wth: a Letter from the Hono^{ble} Charles Delafay their Excell^{cys} Principal Secretary dated Augst. 3^d 1723.

I refer you to the Copys of my Instructions w^{ch} I sent to the late Com^{ons} house of Assembly, all w^{ch}: Instructions I do most Cordially recommend to you to observe. The Affair Concerning the Indians & Garrison I refer you to the hono^{ble}: George Chicken

the Com^{mission} for Indian affairs This business of the Indians I take to be of very great Consequence both in relation to the Peace & Quiet of this his Maj^{es} Province and the Trade thereof, therefore I do most Cordially recommend it to your most Serious Consideration. Here is one Long who has been several years among the French & Indians & He has wrote a Journal, and I think you will do well to have him before you with his Journal

I herewith send you Mr. Nehemiah Patridges two Accounts concerning his being in Canada wth: two Boston News Papers Concerning an Expedition against their Eastern Indians.

I likewise send you Joseph Chambers Account I recommend to you that Publick Notice be given, that all Persons who have any claim upon the Govern^t: may be obligd to bring or send them hither well vouch^t by the Latter end of next week or before Else they will be post pond till the next Sitting of the Assembly

Hon^{ble}: Gent^t

I have always found the Gentlemen of his Maj^{es} honoble. Council to be very Zealous for promoting of those Two Inseperables his Maj^{es}: Interest & Service & that of this his Maj^{es} Province & for the Accomplishment thereof, they have been & are very ready & willing To join wth: your house or any Com^{mittees} thereof, & I hope in God that you will be as ready and willing as they are, so that there may be allways a mutual friends^p., & neighbourly Correspondence between you w^{ch}: in my Opinion will be one of the best ways & means to Answer the afores^d.. Inseperables, therefore, Hon^{ble}: Gentⁿ: I do most heartily & earnestly Recomend these affairs to you, & I desire you to beleive that I Shall Contribute what in me lyes for the Accomplishment of these affairs & I hope that Divine providence will direct us all both now & hereafter.

Council Chamber }
Feb^{ry}: 25th. 1724 }

Fra Nicholson

Resolv'd that the following Gentⁿ: be a Com^{ittee} to draw up an address in Answer to the s^d: Speech Viz^t: Coll^o: John Fenwick, Coll^o: George Chicken Cap^t: William Dry Mr Eleaz^r Allen & Benj^a.. Whitaker Esq^r.—

Mr: Sec^{ry}: Hart brought from the Council the Petition of the Rector and the Church Wardens of St Georges Parish, and the Proposal of W^m: Mellichamp for makeing salt in this Province

The house taking under Consideration his Excellency's two Messages of this Morning resolv'd in answer to that part of the first which relates to going to Prayers to Send the following Message

May it Please y^r: Excell^{cy}

Since your Excell^{cy} has been so good to Speak to M^r Garden to attend to read Prayers to this house. We have resolv'd to go to Church every Wednesday & Fryday at Eleven of the Clock.

This house is highly oblig'd to your Excell^{cy}: for your kind offer of being serviceable to us in regard to our Priviledges & for the Candid manner in which you Condescend to offer your Friendship to our Speaker and any of Our Members. & We shall endeavour not to be wanting to shew our gratitude to your Excell^{cy}. for the same

Mr. Sect^{ry}. Hart brought from his Excell^{cy} the following Message together with a Map of Wignau

M^r Speaker & Gent^t

I herewith send to you the Maps & Descriptions of the Rivers Of Cape Fear & Wignau done by M^r. Salton together wth: a List of the Subscribers to that Work. and recom^dend them to your Consideration & if you would recieve any farther explanation or Information thereof I suppose you will cause him to attend you

Council Chamber Febr. 25th 1724/

Fra Nicholson

The house read the Several Instructions to the Governour & their Excell^{cy}s: the Lords Justices, brought to the house this Morning by M^r Secretary Hart

The house adjourn'd till Two of the Clock in the afternoon

The house met according to Adjournm^t

The house read Nehemiah Patridges Account of Canada and the Information of Joseph Chambers concerning the Chickesaw and Chactaw Indians

The Petition of the Rector & Church Wardens of St Georges Parish praying leave to bring in a Bill to enable them to sell & dispose of the Present Glebe and to purchase another in the room thereof was read & Considerd & Leave given to bring in a bill pursuant to the Prayer of the Above Petition

And Cap^t Izard & Cap^t Saunders were appointed to bring in the said Bill

The following Gent^l. were appointed a Com^{it}tee on Petitions & Accounts (viz^t) Thomas Hepworth Esq^r. Mr William Rhett Cap^t Jacob Bond Cap^t. Nath^a. Broughton & Mr Thomas Barton Orderd

That Publick Notice be given th^t: all persons who have any demands on the Publick of this Province do forthwith deliver them to the Clerk in order to be laid before the house before Saturday the 6th. day of next Month that they may be settled & adjusted

Benja^a: Whitaker Esq^r. from the Com^{it}tee appointed to draw up an Address. to the Govern^r. reported the following Address which was read & agreed to & orderd to be engrossd

To his Excell^{cy}: Francis Nicholson Esq^r. his Maj^{es}. Cap^t General & Com^{an}der in Chief in & over his Maj^{es} Province of South Carolina

The Humble Address of the Commons house of Assembly
May it please your Excell^{cy}:

This House having taken under Consideration your Excell^{cy}s Speech. beg leave to assure you of our unfeigned Zeal for the Prosperity & Welfare of this his Maj^{es}: Province which we shall always endeavour to promote, & w^{ch}: we may no doubt will be accomplish^t by the blessing of God under your Excell^{cy}s: wise administration. For which purpose we shall unaimously agree as far as in us lies to a ready & Quick dispatch of the Business y^r Excell^{cy}: has recom^{en}ded to us./

We have likewise taken notice of his Maj^{es}: royal Order which your Excell^{cy}: was pleasd to deliver relating to the Paper money and the Complaint of the Merch^{ts}. & others against you on that Subject

We begg leave to represent to your Excell^{cy}: that it is the unanimous Opinion of this house that the proceedings of the Late Assembly to w^{ch} your Excell^{cy}: were pleasd to Consent were designd entirely for the good of this Province as affairs then stood & we doubt not but on a true representation of that Matter The great Regard your Excell^{cy} had to his Maj^{es}. Royal orders will be sufficiently Justify^d

And as your Excell^{cy} has obtained his Maj^{es}: Royal Leave to return to Great Britain for six Months We Doubt not of y^r Excellencys endeavours for the Service of this Province when It

shall please God you arrive there w^{ch}. we are well assur'd of from the repeated Instances we have had of y^r Excell^{cy}s. good Inclinations since we have had the happiness of being under y^r. Excell^{cy}s. Governm^t.

Thos Broughton Speak^r.

Coll^o Hall & Coll^o Herbert were orderd to wait on the Govern^r to know when he would be attended by the house wth: their adress. & being returnd they Acquainted the house. that his Excell^{cy} would be ready to receive the house in half an hour

The Speaker wth: the whole house waited on his Excell^{cy} with their adress & being returnd the house took under Consideration the Returns for the Several Parishes & observing there was a double Return for St. Johns Parish & for St Thomas's Parish and that M^r Henry Toomer who was returnd to serve as a Member for the Parish of st: Andrews had refusd to quallifie came to a Resolution to send the following Message to the Govern^r:

May it Please y^r. Excell^{cy}:

We observe that by the Returns laid before this house by the Church Wardens of the Several Parishes that there is a double return for St^t Johns Parish & for the Parish of St^t Thomas & St^t Dennis and the Hon^{ble}: Tho^s Broughton Esq^r. being returnd for St^t Johns Parish and also for the s^d Parish of St^t Thomas & St^t Dennis We pray your Excell^{cy}: will be pleas'd to Issue writts for Electing two Members for St^t. Johns Parish & one for St^t. Thomas & St^t. Dennis. M^r. Henry Toomer who was returnd to serve as a Member of this house for St^t. Andrews having refused to Quallifie, We also desire y^r Excell^{cy}: will be pleas'd to Issue writts for Electing another Member for the s^d Parish in his Room & it would be agreeable to this house if your Excell^{cy} will Direct the Issuing the s^d. Writts as soon as possible that we may be a full house.

Thomas Hepworth Esq^r. & Cap^t Jacob Bond were directed to Carry the above Message & the Message relateing to the house going to Prayers to his Excell^{cy}: the Govern^r.

The following Gent^l: were appointed a Com^{it}tee to take under Consideration all affairs relateing to the Indians, and the Garrisons & fortifications of Charlestown & Johnsons fort (vi^s) Coll^o George Chicken, Coll^o John Fenwicke, Cap^t W^m- Dry.

Walter Izard Esq^r Coll^o John Woodward, Coll^o John Herbert, Mr. William Cattle. Benj^a Whitaker Esq^r. & Cap^t. William Sanders.

The Com^{it}tee for Stateing the Publick Acco^{ts} are the follg Gen^t viz^t John Loyd Esq^r; M^r Eleazer Allen & M^r Samuel Eveleigh & for the Powder Receivers acco^{ts}: Coll^o Arthur Hall Cap^t Raven & Cap^t Fitch.

Maj^r. Alexander Hext. & M^r John Ashby M^r Robert Hume M^r. John Parker Cap^t Henry Nichols, and M^r. Tho^s: Heyward who were also to inspect into the State of the Magazine, Watch, the Armory & the old Watchhouse in Charles Town.

Resolvd that notwithstanding the Members of this house will be in Com^{it}tees that they shall all meet at the usual time of Meeting in the Morning & at the usual time of adjournm^t.

The house adjournd till Tomorrow Morning 9 of the Clock

Fryday Morning the 26th: day of Febru. 1724

The house met according to adjournm^t:

The house resolvd to send the following message to the Presid^t May it Please y^r hon^r:

This house having appointed Several Com^{it}tees to take under Consideration report the state of Several Affairs Com^{it}ted to their charge desire you'l be pleasd to appoint some of the Members of his Maj^{ty}s. Council to Join our Com^{it}tees The Gen^t of our house appointed on those Com^{it}tees are herewith Sent to your hon^r.

The foregoing Message sent up by Cap^t Nathⁿ Broughton and Cap^t Izard.

Resolvd that the Several Com^{it}tees of this house have Power to send for Persons Papers & Records.

Resolvd & orderd that the messenger of this house do forthwith take unto his Custody Isaac Legrand Donerville Church Warden of St James Santee for his Contempt to this house in not making a Return of the Writts for the Election of Members to serve for the aforesaid Parish and for not attending this house at the opening of the Assembly according to the Directions of the Election Act.

M^r. Secretary Hart brought from his Excell^{cy}. the two following Messages & the Petition of Alexander Trench.

Mr Speaker & Gent

I return you my most hearty thanks for your very kind And obligeing adress of yesterday & hope in God we shall have a mutal Agreement, not only during this Session but likewise to the End of the Assembly. I desire you to believe that when please God I shall arrive in Great Brittain there shall be nothing wanting that lies in my Power for promoteing those Two Inseperables his Maj^{es} Interest & that of this his Maj^{es} Province, It is a very great Satisfaction to me to find that your adress was unanimous w^{ch}: gives me great hopes that the Divine Providence will Continue to direct us in all our undertakeing for the aforesaid Interests.

I am very glad to find that you have come to a resolution to meet every Morning at 8 aClock & sit till Three in the afternoon This resolve of yours I take to be a very wise one in Several respects & you may be assur'd that agreable thereto it will be readily concur'd wth by his Maj^{es}: hon^{ble}: Council & Council Chamber Febr^y 27th: 1724.

Fra: Nicholson

Mr Speaker & Gent.

In Answer to your Message Just now reciev'd relateing to Com^{it}tees We have appointed the following Members of Our house to join those of yours to proceed to business forthwith viz^t

On Petitions & Acco^{ts}. The hon^{ble}: W^m. Bull Esq^r

On Indian affairs & Garrisons &c^t. The hon^{ble}: Arthur Middleton & Ralph Izard Esq^{rs}:

On the Public Treasurers Acc^{ts}: The hon^{ble}: W^m: Gibbon & James Kinloch Esq^{rs}:

On the Powder recievers Acco^{ts}. the Magazine &c^a: The hon^{ble}: Alex^r. Skene & Benja. Schenkingh Esq^{rs}.

On the boundarys of S^o: & North Carolina Charles Hart Esq^r.

Council Chamber Febr^y 28th. 1724/

Ar: Middleton

The humble representation of Alexander Trench was read praying a Com^{it}tee might be appointed to recieve some proposals from him for bringing over from Europe several People to settle in this Province & the same was refer'd to a Com^{it}tee.

The house upon Motion takeing under Consideration That several sum's of Moneys in the old bills are in the hands of Several Persons; & that the Com^{is}sioners appointed for Stamping

& Exchangeing the new bills have refusd to exchange the said old bills

Resolv'd That the aforesaid Com^{mission}^{rs} do forthwith report their opinion whether it be agreeable to the Laws of this Province that the s^d old bills should be Exchang'd.

The house adjourn'd till tomorrow Morning 9 aClock.

Saturday the 27th. Febr^u 1724

The house met according to adjournment.

Cap^t William Dry one of the Com^{mission}^{rs} for stamping the new bills & Exchangeing the old ones laid before this house a Clause in an Act of assembly Entitul'd an Act for calling in & sinking the Paper bills & the house Considering the same orderd the following Message to be sent to his Excell^{cy} the Govern^r.

May it Please your Excell^{cy} & your hon^{rs}.

This house having taken under Consideration, a Clause in an Act for calling in & sinking the Paper Bills are of opinion that there is not any thing in the said Law containd that prohibits the Com^{mission}^{rs} therein namd from Exchangeing the old bills although we find they have not continu'd so to do, & We being informd that there is still several of the old bills in the hands of Several People of this Province which are not yet Exchang'd we take leave to propose to your Excell^{cy}: that the time for Exchangeing such old bills as are not yet Com^{mut}^{ed} may be Limited to the 20th: day of next May & that proper notice may be given thereof

The above Message sent up by Thomas Hepworth Esq^r and Cap^t Henry Nichols

Resolv'd & orderd That Coll^o John Fenwicke & M^r Eleazer Allen do wait upon Cap^t George Anson Com^{mand}^r. of his Maj^{es} Ship Scarborough, & acquaint him that this being the first meeting of the Com^{mons} house of Assembly since his arrival in this Province they are Com^{mand}^{ed} by the house to Congratulate him upon it & and to assure him of the Grateful Sence they entertain of his Maj^{es} great Goodness in ordering one of His ships under the Com^{mand} of a Gent^l of so distinguisht a Character to protect the Trade of this Province, and that they will improve all opportunitys of Cultivateing & Preserving a good understanding with him.

Mr. Secretary Hart brought from his Excell^y the Govern^r the following Message.

Mr Speaker & Gent^t

I have been in dayly hopes of hearing from the hono^{ble} Francis Yonge Esq^r. & that we might have the good fortune of knowing from him that the Enumeration of rice was taken off and the bounty continu'd upon Tarr & Pitch for Seven years w^{ch} good news I hope we may hear before this Sessions is Ended.

I am very glad that you have so very readily orderd so many Com^{it}tees to join wth his Maj^{es} hono^{ble}: Council and they have very chearfully appointed a Number of them to join with your hono^{ble}: house, this I take to be another wise method of your Proceedings and I hope in God that the several Com^{it}tees will agree upon Several ways & Means for the Speedy accomplishing of the affairs com^{it}ted to their charge

Hon^{ble}. Gent^t.

I herewith send you several Letters Papers &c^a & herewith is a List of them by w^{ch}. you may see the State of the affairs Mr. Yonges Letter is the last I have had from him & I do most heartily recom^dend to you the affair of his two Accounts.

I think we are all very much obligd to the hono^{ble}: John Fenwicke who is a Member of your house, and he is very capable of giving you a just & full Account of all affairs relateing to this his Maj^{es} Province of South Carolina, and I think we are likewise obligd to Cap^t Dan^l: Green, which you'l see by his Letter. and he tells me he has Papers concerning what was done in England about rice &c^a & is very willing to attend your house or a Com^{it}tee of them To give a just & full Account of what he knows of those affairs

I do most earnestly recommend to you the affair of the Pilotage of this Place and there might be a good draught made of the Several barrs & harbours and the hono^{ble}: Cap^t George Anson has promis'd to give all Assistance in that affair being so desired by

A List of Papers &c^a:

Fra: Nicholson

An Extract of a Letter from Francis Yonge Esq^r. to the Govern^r dated London Sept^r. 27th: 1724

Francis Yonge Esq^r his Accot of Sundrys am^t. to. £74:11....

Francis Yonge Esq^r his Accot of Sundrys am^o to. . . 105.8.4

Copy of the humb Petition of Francis Yonge Esq^r. Agent for

the Province of South Carolina to the Kings most Excellent Majesty

The Memorial of Francis Yonge Esq^r. to the Com^{mission}^{rs} of his Maj^{es}. Customes.

Copy of John Fenwickes Letter to M^r. Walker

Copy of the Representation of John Fenwicke to Kingsmil Eyre Esq^r.

Copy of Dan^l Greens Letter to the Govern^r.. dated London Febr 11th. 1724

The Letter from Francis Yonge Esq^r. to his Excell^{cy}. the Govern^r was read & Com^{mitted} & also Two Acco^{ts}. of the s^d Francis Yonge

M^r. Yonges Petition to his most sacred Majesty & his Memorial to the hon^{ble}: Com^{missioners} of his Maj^{es} Customes was read,

Coll^o Fenwickes Letter to M^r: Walker one of the Com^{mission}^{rs} of the Customes was also read

The representation of John Fenwicke to Kingsmil Eyre Esq^r was also read.

M^r Secretary Hart brought from his Excell^{cy}: the Govern^r the following Message

M^r Speaker & Gent^l

In Answer to your Message just now rec^d concerning bills I can no ways consent to it, because I think the Clause in the law is positive that the old bills should not pass after the Time therein Mention'd and I have sent Copys & Duplicates of all the Accounts & papers relateing thereto to the Right hono^{ble}: the Lords of Trade & Plantations, and tis very Surprizing to me that any Person or Persons should have any of the old bills by them, when publick notice was given by Proclamation agreeable to the said Law. I knô of no way to remedy them but by Petitioning his royal Majesty who is the true fountain of Justice & Mercy in this & all other his Dom^{inions}

Council Chamber Febr 27th 1724.

Fra: Nicholson

The house having read a Letter from Coll^o John Fenwicke whilst he was in Great Brittain to M^r. Walker one of the Com^{mission}^{rs} of his Majesties Customes, & also a representation of the said Coll^o Fenwicke deliverd to Kingsmil Eyre Esq^r. setting forth the reasons for makeing Port royal river a port of

Entry, and the house taking under Consideration the great & Indefatigable Pains taken by the said Coll^o Fenwicke for the Service of this Province

Resolv'd

That the thanks of the house be given to Coll^o Fenwicke a Member of this house for the great & Indefatigable pains he took in Great Britain for the Service of this Province

And the Speaker returnd the Thanks of the house to the said Coll^o Fenwicke accordingly

The house adjourn'd till Monday the 1st. day of March 1724.

Monday the 1st: day of March 1724

The house met according to adjournment

The house rec'd a Letter from Mr Isaac LeGrand Excusing himself for not waiting on the house with the return for the Parish of Santee & enclosing the N^o. of votes against each Candidates Name the house ordering the s^d: Letter to be read

Orderd that the s^d: Letter & Paper containing the Number of votes do lye upon the Table.

The house adjourn'd till Tomorrow Morning 8 of the Clock

Tuesday the 2^d day of March 1724

The house met according to adjournment

The Petition of Charlesworth Glover setting forth that the Chickesaw Indians have taken from him a Tuscorora Indian Wench, which he hath had upwards of Eight years. & humbly Praying that some Method may be proposd to oblige the s^d: Nation to return the said Indian Wench; and the same was refer'd to the Com^{it}tee on Indian Affairs

The Petition of the Rever^d: William Guy rector of St: Andrews Parish, setting forth that having leave from the Society for the Propagation of the Gospel to go to Great Britain for the recovery of his health and that by the Act for advancing the Sallerys of the Clergy he will be absolutely debarrd of his Sallery during his absence. & praying that his wife may be paid his sallery during his Absence. the same was refer'd to the Com^{it}tee of Petitions.

Thomas Hepworth Esq^r: informing the house that it was absolutely necessary that the Jury should be compleated & moving

that a Message might be sent to the Govern^r. praying his Excell^y to give orders to the Several Captains of Companys in this Province to return a compleat Muster roll, & that his Excell^y: will be pleas'd to lay the same before this house.

May it please y^r Excell^y:

The house being informd by the Chief Justice that it is absolutely Necessary to make a new list of Jurors to Serve at the Several Courts of this Province, the Balloting boxes being now very imperfect, and requiring a review & Completion We desire your Excell^y: will be pleas'd to give orders to the Com^dander of the Several Companys in this Province forthwith to return to your Excell^y: a Compleat Muster Roll of their Companys and that you will also be pleas'd to lay them before this house That the s^d Boxes may be put in the best order that is possible

Mr. W^m Cattle & M^r John Ashby were directed to carry the above Message to the Govern^r:

The Several Com^{it}tees were orderd to proceed on the matters they had in Charge

The house adjourn'd till Tomorrow morning 8 of the Clock.

Wednesday the 3^d day of March 1724

The house met according to adjournm^t.

Orderd That the Com^{is}sion^{rs}: appointed by Act of Assembly for signing the Curr^t: bills of this Province do forthwith lay before this house an Exact Account of the am^t. of the new bills not Exchangd remaining in their hands.

Mr. William Rhett from the Com^{it}tee of Petitions & Acco^{ts}. made the following report which he read in his Place & Deliverd it in at the Table.

The Com^{it}tee appointed by this hon^{ble}. house to Examine Petitions & Accounts having considerd several matters referd to them do Report as foll^{os}:

A Proposal of W^m: Mellichamp for makeing salt in this Province

The Com^{it}tee having examin'd the s^d William Mellichamp on the Subject Matter of his Proposal are of Opinion. that the same are feazable & that the s^d Mellichamp is well acquainted with the Manner of makeing salt as it is practis'd in Great Brittain, and as the bringing it to perfection in this Province.

would be the greatest benefit to the trade thereof both in respect to a fishery as well as Ocasion a great Consumption of our Provisions abroad

The Com^{it}tee are therefore humbly of opinion and propose that a bill may be brought in, to invest the sole Property of making salt in this Province in the undertaker William Mellichamp his heirs & Assignes for such a Term of years as this hon^{ble}. house shall think proper; and that the s^d Mellichamp shall be obligd in a reasonable time to put in Execution his said Proposals & give proof thereof in such Manner as this house shall direct.

Alex^r: Trench deliver'd to this Com^{it}tee his proposals for bringing & Settling in this Province a number of good Industrious Inhabitants from Europe.

The Com^{it}tee are of Opinion that it much Concerns the Publick Safety & Welfare of this Province that proper encouragem^t. be given to all persons who are minded to Settle among us & as these proposals of Mr. Trench's are layd before the Com^{it}tee for That purpose, We have particularly examin'd the s^d: Trench thereon & do humbly Report our Opinion to this Hon^{ble}: House of the Same.

We think it reasonable that all persons whom the s^d: Trench shall bring Over to Settle in this Province may be exempted from all Publick Taxes for the term of Seven Years (making the roads within their own district only excepted) & that a proper person or persons among them be appointed by his Excell^{cy}: the Gov^r. or Comandr: in Chief to Muster & Learn them the use of fire Arms but none of them to be drawn of on any Service but in cases of Publick Alarms.

We are humbly of Opinion that the Charges proposed to be paid by the Publick for the im^ediate Support of the people on their arrival & for carrying them to their Settlements will be very inconsiderable to the benefits the Country will receive by increasing it's Inhabitants The Com^{it}tee on desiring the said Trench to explain himself upon this article were told by him, that in case it should be found that these proposalls took effect & prove of Service to the Province that he then Submitted it to the Consideration of the General Assembly to make him such amends as they shall think he merits for the great Charge he must be at to make these proposals Effectual.

The Com^{it}tee are of Opinion that these two Articles may be provided for in a Bill which they humbly Recomend to this Hon^{ble}: house may be brought in to encourage the s^d: Alex^r. Trench to prosecute these proposals & that Com^{iss}rs. be appointed to see them duely executed.—

The Com^{it}tee have taken next under Consideration the Representation of the Reverend the Clergy of this Province and having carefully examin'd the severall Laws referred to in the said Representation, We are humbly of Opinion that the provisional fund for making good the Dificieny w^{ch}: may happen in the Duty On Skins & Furrs appropriated for payment of the s^d Clergys Sallary is by a Subsequent Law taken away & appropriated for sinking the paper Bills in several Species there mentioned by w^{ch}: means a great part of the Sallarys of the said clergy are left unprovided for, We therefore humbly Recomend to this hon^{ble}:— house that suitable provision may be made in the Estimate for the ensuing year for paym^t: of the dificiency of the said Sallaries: And Whereas the Sallaries of the s^d.. Clergy are directed by Law to be pay'd in Proclamation money and there being no certain exchange fixed between the Value of the s^d: Proclamation money & that of this Currency whereby the Value of the s^d.. Clergys Sallaries may be much lessened & reduced & the intent & meaning of the Law not answered, We are therefore humbly of Opinion that the Church Com^{iss}ion^{rs}: may be directed to ascertain the difference between Proclamation money & this Currency as the Law directs them

March 3^d. 1724.

The Clerk of the Council brought from his Excell^y. the following Message together with a memorial of Coll^o: John Fenwick & also a Representation of Cap^t. Daniel Green setting forth the progress made in Great Britain in taking off the Ennumeration of Rice.—

M^r: Speak^r. & Gentⁿ..

I have further Consider'd y^r. Message concerning the changing of the old Bills & I do assure you that I will do every thing that lyes in my power to comply with any thing that you desire for the promoteing of those two Inseperables the interest of his Majesty & of this his Province therefore propose that notice be given to all persons that have any old Bills to send them to the Com^{iss}rs: by thursday come fortnight w^{ch}: I think they

may do as well as in a twelve Month & then the Com^{iss}^{rs}. may have orders to keep them & get ready as many new Bills as will change them & that an humble Petition be drawn up & signed by his Majesties hon^{ble}: Council & your selves & I shall (God willing) endeavour to get his Majesties Royall Assent thereto, by this method the R^t: Hon^{ble}: the L^{ds}: Com^{iss}^{rs}: of trade & Plantations will See to what Value the new Bills amount to for after this way of exchanging old Bills people may keep them for Seven years & then Desire they may be changed for new ones & give an Oppertunity to have them Counterfeited which is the Opinion of

Council Chamber }
March the 2^d., 1724 }

Fra., Nicholson

The house adjourn'd til to Morrow morning eight of the Clock

Thursday the th4. March 1724.

The house mett according to adjournment

The House taking under Consideration the Report of the Com^{it}^{tee} of Petitions & accounts read over that part of the Report on William Mellichamp his proposals & gave leave to bring in a Bill agreeable to his proposals leaving the Limitation of the s^d: act blank w^{ch}: time the house will further Consider.

The house taking under Consideration the proposals of Alex^r.. Trench for bringing over White people from Europe & the Report of the Com^{it}^{tee} of Petitions thereupon

Resolv'd that the s^d: Trench have leave to bring in a Bill agreeable to the Report on his proposals & that it be declared in the said Bill that it should not debar any other persons from having the same benefit and advantage that should come to Settle in this Province.

The house also took under consideration that part of the s^d: Report w^{ch}: relates to the Clergy & have agreed to the same & recomended to the Com^{it}^{tee} on the Treasurer's Accounts to report the present State of the Clergys Sallaries as it will appear from the said Accounts.

May it Please y^r Hon^r..

This house having read and taken under Consideration the Report of the Com^{it}^{tee} on Petitions & accounts have come

to the Resolutions on the several parts thereof w^{ch}: are herewth: sent to y^r Hon^r., & We desire y^r Concurrence thereto

Thos.. Broughton Speak^r:—

The memorial of Coll^o: John Fenwick praying to be paid for a negro killed by an Indian in endeavouring to take him was read & referr'd to the Com^{it}tee of Petitions.

The house reading & taking under Consideration a paper recommended by his Excell^y: & the President of his Majesties Council to this house containing Several Steps taken by Cap^t: Daniel Green in Great Britain towards the taking off the Ennumeration of Rice & finding that the s^d., Cap^t: Green had used his endeavours in great Britain to Obtain that Considerable piece of Service to this Province.

Resolved that the thanks of this house be given to the s^d: Cap^t: Green for using his endeavours in Great Britain to obtain the taking off the Ennumeration of Rice w^{ch}: would be so considerable a piece of Service to this Province and that this Resolution be made known to him by two members of this house Viz^t: Tho^s: Hepworth & William Cattle Esq^{rs}:—

The house adjourn'd til to Morrow Morning eight of the Clock

Friday the 5th of March 1724.

The house mett according to adjournment.

The Resolutions of this House on yesterday on the Report of the Com^{it}tee on Petitions & accounts together with a message desiring the Council's Concurrence was sent up by Mr: Barton & Cap^t: Saunders

The house being inform'd that Mr: James Nicholas Mairant who was Elected for Prince George's waited without.

Order'd that he be admitted in & being ask'd whether he was willing to Quallifie himselfe as a Member of this house declared he was & then Cap^t: Dry & Cap^t: Fitch were Order'd to go with him to the Gov^r. in order to his taking the State Oaths

Mr.. William Rhett from the Com^{it}tee of Petitions & accounts made a further Report w^{ch}: he read in his place & deliver'd in at the table.

The Report of the Com^{it}tee on Petitions & accounts continued Two accounts of Fra' Yonge Esq^r.

1 st ., one for the Sum' of £,,105,, 08,, 4..	} Sterling
2 ^d ., one for the Sum' of £,, 74.. 11., 0	

The Com'ittee having examined the s^d: Accounts do Report as follows

That in the first account We Observe an article of £75,, 16., 1., charged as the amount of a former account sent August the 20th. 1723 w^{ch}: s^d: account We find has been already examin'd & Consider'd by the last Assembly as appears by the Journal of the house Viz^t:—

Nov^r: 14th., 1723. a Com'ittee being appointed to examine the s^d: account of M^r Yonges did make their Report to w^{ch}: the house agreed as follows

For postage of Letters charged in s ^d : Account—£,,19,,16,,2,,	
For ffees p ^d . M ^r : West on Several Acts.....	14,,07,,4.,

Charged in said accounts.....	34,,03,,6
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Disallowed by the House Viz^t:

For the use of the Corporation.....£,,3,,13,,0—	
Pay'd M ^r ., Blue Sollicit ^r . on acc ^t : }	39,,00,,0— 42,,13,,0—
of the Ennumeration	
	76,,16,,6.,—

By which it appears that there was but.....34,,03,,6

allowed to M^r. Yonge on his former account

The Com'ittee having examin'd the other articles of the first account of M^r. Yonge's amounting to £105,,8,,4 do find them to Consist as follows

For Postage.....	18,,18,,9—
Upon account of the Ennumeration.....£	0,,15,,6

at Several Offices & otherwise	19,,14,,3
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Officers of Com'iss^{rs}: of Trade.....£ 1.. 1.. 0—

D^o: Lord Carterets, 1.. 1.. 0

D^o: Lord Townesend, 1.. 1.. 0

D^o: at the Treasury, 1.. 1.. 0

Charges at Sundry times with a Swiss	} „2..2..0	6..06..0
Gent ⁿ : who proposed sending people to		
Carolina		
Sundry other Charges, pay'd M ^r : West	} „2..15..0	
for fee on 11 Bills		
Coach hire with Coll ^o : Fenwick		„0,, 4..6—

Fees at the Council Office on referring	}	3..12..6	
the General Assembly's Representation		—————	6..02..0..

£32.,12.,3.—

The Committee upon perusal of the Journal of the house observe the following Resolutions.—

Nov^r: 14th. 1723

Resolv'd that this house expects that M^r: Yonge give a particular account of what he pays Postage for that they may be judge whether they are for the Publick Service & that this House will not pay for any Postage of Letters but what immediately relates to the Publick

And also another Resolution that as there was a premium settled for taking off the Ennumeration of Rice the house agreed to pay no money for any Charges on that account. Wherefore this Committee are of Opinion that the Sum^r of £18., 18., 9 charged for Postage in the account above mention'd be not allowed nor the article of £0., 15., 6 charged w^{ch}: the Committee think is on account of the Ennumeration. The several articles amounting to £6., 12., 0 We are of Opinion should be allowed.

The Committee also Submits to the Consideration of this hon^{ble}: house whether the Money allowed by the late Assembly on account of M^r: Yonge before mention'd being £34., 3., 6 Sterling be not included in the Sum of £100 Sterling pay'd M^r: Yonge by the said Assembly as appears by the Journals of this house

June the 12th. 1723

Resolv'd that £100 Sterling be pay'd Francis Yonge Esq^r. for the time of his Service since the expiration of his Agency to the time of his receiving notice of his Discontinuance.—

The Committee do further Report their Opinion on the 2^d account of M^r: Yongs amounting to £74., 11., 0 Sterling w^{ch}: consists as follows

Pay'd on account of the Ennumeration	£22.. 01.. 0
Pay'd for French Wine	52.. 10.. 0

74., 11., 0

The Resolution of the house before remarked is Sufficient Objection against the Article of £22., 01., 0. p^d: on acct: of the Ennumeration

As to the other of £52., 10., 0 p^d., for French Wine We are of Opinion should be allowed since its agreeable to a Resolution of this house

The Com^{it}tee do further Report to this Hon^{ble}: House the State of Money due on two Orders drawn by the late Coll^o: Barnwell deceas'd on the Publick Treasurer for the use of Beaufort

One payable to William Lancaster for	£50., 00., 0
Indorsed on s ^d : Order pay'd him	40., 15., 0

Remains due..... 9., 05., 0

The Com^{it}tee having sent for Coll^o: Parris Publick Treasurer asked him the reason why the said Orders were not fully pay'd. The said Publick Treasur^r. deliver'd to this Com^{it}tee an acct: of £400., p^d., by him w^{ch}.. was all that was appropriated for the use of the s^d: Beaufort Fort by w^{ch}: account Your Com^{it}tee Observes that the Sum^r of £8., 10., 0 has been payd in part of the said two Orders & the Sum^r of £318., 9., 0 has been pay'd by the Publick Treasur^r.. to the afores^d.. Coll^o: Barnwell deceas'd Viz^t: In Cordages & Tarr sent him £18., 9., 0 & in cash £300 We are therefore of Opinion that the Ex^{ors} of the s^d. Barnwell do lay before this Hon^{ble}: house an acct: how the s^d.. Sum of £318., 9., 0 has been Disposed of & that Provision be made in the Estimate for the ensuing Year for the Sum of £18., 10., 0 due on the two Orders above mentioned.—

The Com^{it}tee have also Considered the 'Petition of the Reverend Mr: William Guy & do find that the Law referred to in the said Petition is agreeable to what the Petition^{rs}. Set forth but as y^r. Com^{it}tee are well Satisfy'd that the reasons Mr: Guy urges for his absence are just We are therefore humbly of Opinion & Recomend to the Consideration of this Hon^{ble}: house that an Order be Signed by both Houses directing the Publick Treasur^r: to pay the s^d.. Mr: Guy or his Order such Sum^r or Sum's of money as this Hon^{ble}: house thinks proper during the absence of the said Mr: Guy w^{ch}: We are informed will not exceed a twelve Month.—

March th4. 1724.

Benj^a.. Whitaker Esq^r., from the Com^{it}tee appointed to take under Consideration the affairs of the Indians made their Report w^{ch}: he read in his place & deliver'd in at the table & the Report

being again read by the Clerk motion was made that the house should immediately enter upon the debate of the said Report And,

The Question was then put whether this house will immediately enter upon the Debate

Carried in the Negative

The house Resolv'd to enter upon the debate of the s^d: Report to Morrow morning.

The house considering that the General Sessions draws near & that this house will be then Sitting & that several Members will be Obliged to attend the Same by w^{ch}: means the business of this house will be very much Impeded.—

Resolv'd that an Ordinance be forthwith drawn for adjourning the said Sessions.

Mr.. John Bucknal being sent from the Council with a Message he was admitted in & then Order'd to withdraw & the house Considering it was not consistant with their Hon^r: to receive a message by his hands sent for him in again & informed him they would not receive the message from him & would give their reasons to the Council in writing immediately

May it please y^r Hon^{rs}.

Your house having sent a Message to us by M^r: Bucknal wherein We observe that M^r: Sec^{ry}: Hart is so indisposed that he cannot bring Messages to us from y^r. Hon^{rs}.. We must take leave to acquaint you that it is our Opinion that it is not Consistant with the Hon^r. of this house to receive any messages by the hands of any person that does not enjoy an employment at least of the degree of Deputy Sec^{ry}.. & finding that M^r.. Bucknal is not in that Office We are Constrained to return you the said Message

Thos^s.. Broughton, Speak^r:

The house being inform'd that M^r. Tunley attended with a message he was Order'd to walk in & some objections arising to the receiving the said Message he was desired to withdraw & then the house took under Consideration whether they should Receive the s^d.. Message & the house agreeing to it M^r.. Tunley was again called in & read the following Message together with a Message together with a Message brought by M^r.. Bucknal.

M^r: Speak^r. & Gentⁿ..

In answer to y^r.. Message just now receiv'd by William Cattle and William Saunders Esq^{rs}.. in relation to our former Message

by Mr: Bucknal, We did not intend anything to lessen the Hon^r. of y^r., House but thought it proper if you had liked our proposal at this present Juncture & the Deputy Sec^{ry}: being wholly taken up in that Office cannot be Spared without great prejudice to the Province in general if not to the intire Shutting up that office for a time & We cannot think but Mr: Sec^{ry}: Hart hath power to appoint Several Deputies to the several Branches of his Office as need shall require & We thought that Message Signed by Mr: Sect^{ry}.. Hart to be a Sufficient Deputy for the Service therein mention'd & desire you will get Over a thing of so little Consequence when We are necessitated to send such persons as We can get

Council Chamber }
March 5th. 1724 }

Ar., Middleton, P——

Mr., Speak^r., & Gentⁿ..

Our Clerk's time being so much taken in his office & the Members of our house on Com^{it}tees it is almost impossible to Spare either on Messages now, in the room of Mr: Sec^{ry}.— Hart who is sick in bed, he hath deputed Mr: John Bucknal by whom he hopes you'll accept the messages til he is able to come himselfe.

Ar Middleton P——

Council Chamber }
March 5th. 1724 }

Char. Hart Sec^{ry}..

The house Taking under Consideration the above Message Resolv'd that Coll^o: John Fenwick Jn^o: Lloyd & Benja^a: Whitaker Esq^{rs}: be a Com^{it}tee to Confer with a Com^{it}tee of his Majesties Hon^{ble}: Council on the Subject Matter of the above message.

The house taking under Consideration the second Report of the Com^{it}tee on Petitions.

Resolv'd that in Consideration that the Reverend Mr: William Guy is in an ill State of health w^{ch}: necessarily calls him to Great Britain that this house will make provision for the Subsistance of his Family during his absence

Mr: Robert Hume from the Com^{it}tee appointed to State the powder Receiver's accounts acquainted the house that they were ready to make their Report if the house was ready to receive the Same & being Order'd so to do he read it in his place & deliver'd it in at the table as also the Report of the said Com^{it}tee

on the Watch house & Watch in Charles Town he also read the Bricklayers proposalls for building the Watch house.

Benja: Whitaker Esq^r., layd before the house an Ordinance for adjournm^t. Of the General Sessions w^{ch}: was read the first time & past wth: amendm^{ts}.—

Resolv'd that this house will adjourn until three of the Clock in the afternoon in order to go in a body to the funeral of Will^m: Gibbon Esq^r: late one of his Majesties Hon^{ble}: Council in this Province.

The house mett according to adjournment.

The house adjourn'd til tomorrow morning eight of the Clock

Saturday the th6 March 1724.

The house mett according to adjournment.

The house being inform'd that Cap^t: Joseph Seabrook was without who is return'd as a Member of this house for the Parish of St: Helena and St: Bartholomews, he was called in & ask'd if he would quallify himself as a member, he declared he would & design'd to serve for St: Bartholomews, & then cap^t: Tobias Fitch & Walter Iazard Esq^{rs}: were desired to go with Cap^t: Seabrook to the Council in order to his taking the State Oaths before his Excell^y. the Gov^r.

Benja: Whitaker Esq^r., from the Com[']tee appointed to Confer wth: the Com[']tee of his Majesties Council on the Subject matter of a Message sent to this house Yesterday, Reported that they had Confer'd with the Com[']tee of Council thereupon & that they agreed intirely with them that M^r: Sec^{ry}: Hart was the properest person to bring Messages from his Excell^y: & the Council to this house.

The house Resolv'd to send the following Message to the Council on the second Report of the Com[']tee of Petitions & accounts yesterday Consider'd & Debated

May it please y^r., Hon^{rs}.—

This house has taken under considera'on the Second Report of the Com[']tee on Petitions & Accounts & are of Opinion that the Sum' of thirty four pounds three Shillings and Sixpence Sterling formerly allowed M^r: Yonge was not included in the Sum' of One hundred pounds Sterling Voted to the s^d. M^r: Yonge In June last & that the s^d. thirty four pounds three Shillings &

Sixpence be pay'd Mr: Yonge if it be not payd by any other provision, We are allso of Opinion that eighteen pounds eighteen and nine pence one of the articles for Postage be allso allowed & that all other articles of the first account be allowed except those w^{ch}: the Com'ittee have Reported against, As to Mr: Yonge's second acc^t: We agree with the Com'ittee that the article of fifty two pounds eleven Shillings for French Clarrett be allowed & that the Article of twenty two pounds one Shilling be disallowed,

We agree to the Report on the acco^t: of Plummer & Lancaster. We agree that in Consideration the Reverend Mr: William Guy is in an ill State of health w^{ch}: necessary calls him to Great Britain that Provision be made for the Subsistance of his Family during his absence.

Thos., Broughton Speak^r.

The following Message was sent from his Excell^y: the Gov^r. & the President of the Council together wth: the Ordinance for adjournm^t: of the General Sessions read in Council the first time, The Petition of the Inhabitants of St: Helena recomended from the Council & the Petition of Margeret Johnson as allso the Report of the Com'ittee of Council on Indian Affairs amended Mr: Speak^r., & Gentⁿ.,

We herewth: send the Report of the Com'ittee on Indian Affairs, & have Consider'd & approv'd thereof with some few Amendments herewith Sent

Council Chamber	}	Fr., Nicholson
March the 5 th .. 1724		

The house taking under Consideration the Report of the Com'ittee on Indian Affairs

Resolv'd that a Fort be built at the Forks of Alatomaha River. Order'd that the Com'ittee have leave to amend the Report. The Question was put if the Fort shall be built at the Charge of the Publick.

Carryed in the Negative
Resolv'd that it shall be built & maintain'd at the Charge of private persons.

The house postpon'd the further debate on the Report of the Com'ittee on Indian Affairs until the next meeting of this house after this days adjournment.—

The Ordinance for adjournment of the General Sessions was read the second time & past with amendm^{ts}:—

Resolv'd that John Brown Gentⁿ: Messenger of this house do forthwth: take into his Custody the body of Isaac LeGrand Church Warden for St: James' Santee for his great contempt to this house in evading the paying due Obedience to the former Orders thereof.

The following Message together with the Ordinance for adjournm^t: of the Sessions was sent up by Benja^a: Whitaker Esq^t: & Mr: Barton

May it please y^r., Excell^y.,

Cap^t: Joseph Seabrook being return'd to Serve as a Member of this house for two Parishes Viz^t: for St: Helena & St: Bartholomews & having declared that he would serve for St: Bartholomews, We desire y^r: Excell^y: would be pleas'd to issue Writs for Electing another Member to serve in this house for the Parish of St: Helena.

Tho^s: Broughton Speak^r

Resolv'd that Cap^t: Rich^d: Smith who is return'd to serve as a Member of this house for Prince George's Parish be forthwth: Sum^oned by the Messenger of this house to attend the house & that such Sum^ons be at the Charge of the said Cap^t: Smith.

The house adjourn'd til munday three of the Clock in the afternoon

Munday March the 8th 1724.

The house mett according to adjournment.

The following Members mett according to adjournment

Coll ^o : John Fenwick	Benja ^a : Whitaker Esq ^r .,
Coll ^o : John Woodward	Mr: William Rhett
Mr: Eleaz ^r : Allen	Mr: Sam ^l : Eveleigh
Mr: Tho ^s Barton	Cap ^t : John Raven
Tho ^s : Hepworth Esq ^{rs} :	

The Speak^r: not appearing Coll^o: John Fenwick was chose Chairman who agreeable to the Act of Assembly in that case made & provided took the Chair, And then he adjourn'd the house till to Morrow morning eight of the Clock,

Tuesday the 9th. March 1724

The house mett according to adjournment.

The house read & Consider'd the Petition of Margaret Johnson praying to be payd for a Negro killed by the Cussoe Indians as also the Petition of John Green Land praying to be pay'd what is due to Coll^o: Hastings from the Publick.—

As also the Petition of the Inhabitants of St: Helena praying for a further Sum' to be given them out of the Public Treasury towards building & finishing their Church, w^{ch}: said Petitions with several accounts the title of w^{ch}: were read, were referd to the Com^{it}tee of Petitions & accounts.

The Message drawn up last Saturday was sent up by Tho^s: Hepworth Esq^r: & Maj^r: Hext.—

The house according to the Order of the day took under Consideraⁿ the remaining part of the Report of the Com^{it}tee on Indian Affairs & made several Alterations & amendments & then read & Consider'd the Report of the Com^{it}tee on the powder Receiver's accounts & on the Watch house and Watch in Charles Town.—

Resolv'd that a message be sent to his Excell^y praying him to Order that as much powder as has been sent out of the magazine may be returned.

May it please y^r., Excell^y...

This house having read & Consider'd the Report of the Com^{it}tee appointed to State the powder Receiver's accounts observe that y^r: Excell^y: was pleas'd to order half a Barrell of Cannon Powder to be sent to Fort King George out of the Magazine of this Province. We therefore desire y^r: Excell^y. will be pleas'd to Order the Same Quantity of powder to be return'd to the Magazine

Tho^s: Broughton Speak^r.

Resolv'd that Coll^o: Mich^l: Brewton powder Receiv^r: do henceforth take receipts on the back of all Orders directed to him for the Delivery of powder & that he shall not be allowed for any Quantity of powder & that he shall not be allowed for any Quantity of powder w^{ch}: he shall henceforth deliver without producing such Order & Receipt

The house adjourn'd till tomorrow morning eight of the Clock

Wednesday the 10th day of March 1724.

The house mett according to adjournment

The following Message was Order'd to be wrote to his Majest^s:
Council

May it please y^r. Hon^{rs}.

This house having read & Consider'd the Report of the Com^{it}tee appointed to take under Consideration the affairs of the Indians have made Several alterations & amendm^{ts}: to the same & therewith send it to your Hon^{rs}: for y^r: approbation, the Reports of the Com^{it}tee appointed to State the powder Receiv^{rs}: Acc^{ts}: & to examine into the State of the old Watch house & watch in Cha: Town are allso herewth: sent you and you will find We agree to them

Tho^s: Broughton Speak^r.

The above message together with the message to his Excell^y: of yesterday & the Report of the Council Concerning the Indians were sent up by Cap^t: Broughton & Mr: Cattle.——

The Petition of John Bee & the Petition of the Schoolmaster & Usher of the Free School together with a State of the Free School as allso An Ordinance for adjournmt: of the General Sessions read the Second time in Council were brought down from his Excell^y: & the Council.

The Ordinance for adjournmt. of the general Sessions was read the third time & past with amendments & sent up to the Council by Mr: Eleaz^r: Allen & Cap^t: John Raven.——

The Petition of John Bee was read & referr'd to the Com^{it}tee on Indian affairs.——

The Petition of the Schoolmaster & usher of the Free School was read & Order'd to lye on the table.——

Mr: Sec^{ry}: Harts accounts was read & referr'd.

The Bill for Vesting the Sole Right of making Salt in this Province in William Mellichampe his heirs & assigns was lay'd before the house pursuant to the leave given for that purpose & was read the first time & past with amendments.

The above Bill sent up by Tho^s: Hepworth Esq^r: & Cap^t: Henry Nicholls

Resolv'd that the Tax for the Curr^t: year be levyed & raised as it was the last Viz^t: on Land & negroes & one Sixth part on the Town

Order'd that the Clerk do bring in a Bill for raising & Levying a Tax for the Current Year

Order'd that Alex^r: Parris Esq^r: Treasur^r: do forthwith lay before this house an abstract of the State of his acct^s: with the Ballance upon every fund & allso an acct^t: of what number of Bills he hath Cancelled & what are remaining in his hands to be cancelled & that he be served with this Order.

Order'd that the Deputy Sec^{ry}: do forthwth: attend this house wth: the Act intituled an Act for calling in & Sinking the paper Bills.

Resolv'd that the time heretofore given for laying accounts before this house be prolonged to Saturday the 13th., of this instant & that all such accounts as shall not be Deliver'd to the Clerk of this house by that time shall not be Consider'd this Sessions

Resolv'd that a bill be brought in for limiting the time for exchanging the old Bills.

Order'd that the Clerk do draw the said Bill.

The two following Messages was brought from his Excell^{cy}: together with the Bill for Vesting the Sole Right of making Salt in this Province in William Mellichamp read in Council the first time & past wth: amendm^{ts}: & M^r: Yonge's two acct^s: together with the Report of the Com^{it}tee on the Powder Receiver's accounts agreed to. & the Report of the Com^{it}tee on the Watch & Watch house agreed to with Amendments.——
M^r: Speak^r: & Gentⁿ:

In answer to your Message of yesterday on the Second Report of the Com^{it}tee on Petitions &^{ca}: We have perused the same with M^r: Yonge's account & do approve thereof without Objection.

Ar., Middleton P.

Council Chamber March y^e 10th: 1724.

M^r: Speak^r: & Gentⁿ:

I have perused M^r: Mellichamp's Bill for making Salt in this Province w^{ch}: I take to be a good one & for the benefit of this Province but it being a private Bill & of a new nature I cannot pass it without a Clause therein that it do not take place till his Majestie's pleasure therein be known according to two of his Majest^s: Royall Instructions relating to private Acts & those of

a new nature & as to the time or term to be allowed therein I think on new undertakings there is usually allowed fourteen years

Council Chamber }
March 10th. 1724 }

Fraⁿ. Nicholson

Resolv'd that the following Gentⁿ: be a Com^{it}tee to enquire into the State of the Currency, Coll^o: John Fenwick, John Lloyd Esq^r., Mr: Sam^l: Eveleigh, Mr: Allen, Mr: W^m., Rhett Mr: W^m., Cattle & Benja Whitaker Esq^r: & that his Majest^s: Council be desir'd to appoint a Com^{it}tee to join the Com^{it}tee of this house.

May it please y^r Hon^{rs}:

This house has appointed the following Gentⁿ: Viz^t: Coll^o: John Fenwick Mr: John Lloyd & Mr: Sam^l: Eveleigh Mr: William Rhett Mr: Eleaz^r: Allen Mr: William Cattle & Benja Whitaker Esq^r. to be a Com^{it}tee to enquire into the State of the Currency and to Consider of ways & means to establish the said Currency & We desire your Hon^{rs}: to appoint a Com^{it}tee of his Majesties Council to join the said Com^{it}tee.

Thos^s: Broughton Speak^r.

The house adjourn'd till to Morrow morning eight of the Clock

Thursday the Eleventh day of March 1724

The house mett according to adjournment.

Walter Iazard Esq^r: & Cap^t: Saunders were directed to Carry to the council the Message of Yesterday.

The Speak^r: by Order of the house sign'd the powder Receiv^{rs}: Books—

The following Message was brought from his Excell^y: the Gov^r: together with the Bill for Vesting the Sole right of making Salt in Mr: Mellichamp his Heirs & Assigns & the Ordinance for adjourning the Sessions.

Mr: Speak^r: & Gentⁿ:

In answer to your Message just now rec'd We have appointed the Hon^{ble}: Alex^r: Skene Esq^r: to join the Com^{it}tee of your house on the State of the Currency.

We have perused & Consider'd the Reports of the Com^{it}tee on Indian Affairs made to both houses & find an alteration in that to yours & that it is proper to make some amendm^{ts}: in both & propose that they be recom^{it}ted that the alterations & amend-

ments may be adjusted & herewith send them, On the Report of the Com'ttee on Petitions & accounts his Excell^y: is pleased that some Qu'eries be propounded to M^r: Trench with respect to that part w^{ch}: relates to him & therefore propose that that part be recomitted & his Excell^y: is of Opinion that an Act to be made for him being of the same nature with that for M^r: Mellichamp ought to have the same provisional Clause

Council Chamber }
March the 11th. 1724 }

Ar., Middleton P—

The Clerk according to Order lay'd before the house a Bill for limitting the time for exchanging the Old Bills w^{ch}: was read & past the first time with amendments.—

The title of several acc^{ts}: were read & referr'd to the Committee of accounts

Order'd that Coll^o: Herbert M^r: William Cattle & M^r: Robert Hume be a Com'ttee to join a Com'ttee of his Majesties Council to State & adjust the accounts of the Comiss^{rs}: for building the new brick Church

May it please y^r.. Hon^r

This house having appointed a Com'ttee to State & adjust the accounts of the Comiss^{rs}: for building the new Church in Charles Town & desire y^r Hon^r: will appoint a Com'ttee of his Majesties Hon^{ble}: Council to join the said Com'ttee—

Tho^s., Broughton Speak^r.

The following Gentⁿ: were appointed a Com'ttee to examine what Laws are expired or near expiring, Tho^s: Hepworth Esq^r: Benj^a: Whitaker Esq^r: & M^r: Robert Hume.—

The ingrosed Ordinance for adjourning the General Sessions was read in the house & sent up together with the Message concerning the appointing a Com'ttee to State the Church Comiss^{rs}: Accounts by Cap^t: Bond and M^r: Heyward.—

The house adjourn'd till to Morrow Morning eight of the Clock—

Friday the 12th day of March 1724.

The house mett according to adjournment.

The Ordinance for adjournment of the General Sessions was brought down from his Excell^y: & his Excell^y: Recomend^d that in the title of the said Bill the words (by the Grace of God) should be added w^{ch}: were order'd to be added & were added accordingly & the s^d: Ordinance Order'd to be again ingrosed.—

The house taking under Consideration the Report of the Committee on Indian Affairs & the fortifications made Several alterations & amendm^{ts}: thereto & Coll^o: Fenwick & Cap^t: Bond were directed to Carry up the said Report & desire the Concurrence of the Council thereto

The Petition of Francis Baker setting forth that the Publick receiv^r. hath Oblig'd him to pay £18 Dutys for a Pipe of Canary Wine & that there is no Law w^{ch}: Obliges him to pay the s^d.. Duty.—

An Acct: of Mr: Eveleigh's was allso lay'd before the house to the same Purpose & both refer'd to the Committee of accounts as allso the account of Anthony White.

The following Message was sent to his Excell^y: recomendiag Maj^r.. Durham to the Comand of the Savanno Garrison
May it please y^r., Excell^y.

The house finding that Cap^t: Monger is desirous to be discharged from his Comand of Fort Moore & observing the Committee to whom that Affair was Recomend^d are of Opinion that a new Cap^t: & Lieut: ought imediately to be appointed. We take leave to Recomend to y^r: Excell^y: Maj^r: David Durham for that Comand he being an Old Inhabitant in this Province & very Serviceable in the late Indian War & a Gentlemⁿ: in all respects well Qualified for that Post.

Thos: Broughton Speak^r.

The Speak^r: & the house waited on his Excell^y: the Gov^r.. to Rattifie the Ordinance for adjournm^t: of the General Sessions & being returned Coll^o: Chicken & Coll^o: Herbert were Order'd to deliver the above Message to the Gov^r:—

Motion being made that a Committee be appointed to inquire into the State & management of the Several Courts of Justice in this Province & the following Gentlemⁿ: were appointed of the said Committee Thomas Hepworth Esq^r: Walter Izard & Benjaⁿ.. Whitaker Esq^{rs} Mr: Allen & Cap^t: William Dry
The house adjourn'd till to morrow morning eight of the Clock

Saturday the 13th day of March 1724.

The house mett according to adjournment.

A Member of this house acquainting the house that Mr: Forster desired a Recomendation to his Excell^y: the Gov^r: for the Lieutenancy of Fort Moore.

Resolv'd that this house will recomend Mr: Forster to his Excell^y: for that Employment.

May it please Y^r.. Excell^y:

This house Considering the necessity of immediately appointing a Lieut: at Fort Moore We take leave to recomend to you Mr: Arthur Forster who We are of Opinion is an Honest Man and fitt for that Post.

Tho^s: Broughton Speak^r.

Mr: Thomas Heyward from the Com^{it}tee appointed to inspect into the Armory acquainted the house that they were ready to make their Report if the house would receive the Same & he read the same in his place and deliver'd it in at the table & the said Report was deliver'd back to the Com^{it}tee to Compare with former Reports on the Armory.—

The Petition of Isaac LeGrand Donnerville was read Setting forth that he had attended this Hon^{ble}: House as the Law Directs if his wife & himselfe had not been Sick & that on receiving a Letter from the Messenger he conceived his attendance was not necessary & humbly ask'd pardon for incurring the Displeasure of this house & praying to be discharged out of Custody paying his fees & the Petition being read Order'd that it lye on the table

May it please y^r.. Excell^y:

We are very glad to find that upon y^r: Excell^y's: perusal of the Bill for making Salt you think it a good one & We are intirely of your Excell^y's: Opinion, but We are Concern'd to find that y^r: Excell^y: thinks it a private Bill & that you cannot pass the same without a Clause providing that it shall not take place until his Majesties pleasure therein shall be known it being agreeable to his Majesties Royal Instructions to y^r: Excell^y:. We begg leave to acquaint y^r: Excell^y: that We think this Bill may very justly be deem'd a Publick Bill as it is calculated in our Opinion for the Generall good of this his Majesties Province & will be highly beneficial to the Trade & Com^{er}ce thereof, nor is the property of any of his Majest^s: Subjects Concern'd, if the Clause y^r: Excell^y: is pleas'd to mention should be in the said Bill We cannot think it will have any Effect considering the great Charge there is in getting an Act Confirm'd by his Majesty & the undertaker will be put to great expence in beginning his Work & making them fitt to proceed on therefore We hope y^r: Excell^y: will be of Opinion that the passing this Bill

will not be disagreeable to y^r: Excell^ys: Instructions & that you will be pleas'd to encourage an undertaking so well suited to the Circumstances of this Province.

Tho^s: Broughton Speak^r.

The above Message sent up by Coll^o: John Fenwick & M^r: Cattle Order'd that the Com^{it}tee appointed to enquire into the State of the Courts of Law have in Charge to enquire into the Greivances attending the Law empowering persons to Swear themselves off.

May it please y^r: Hon^r.

This house has appointed a Com^{it}tee to enquire into the State of the Courts of Justice in this Province & have given in Charge to the said Com^{it}tee to examine the Law empowering persons to Swear themselves off that are not worth five pounds & if any Greivances attend the Same to report them to this house, therefore We desire y^r., Hon^r: to appoint a Com^{it}tee of his Majesties Council to join the said Com^{it}tee

Tho^s: Broughton Speak^r.

The above message sent by Benja^a: Whitaker Esq^r., & M^r: Jn^o: Parker

The house adjourn'd till Munday two of the Clock in the afternoon

Munday the 15th March 1724

The house mett according to adjournment & Adjourn'd till tomorrow morning eight of the Clock

Tuesday the 16th March 1724.

The house mett according to adjournment

The Clerk according to Order of the house laid before the house a Bill for raising the Sum of on Lands & Slaves for defraying the Contingent Charges of the Government from the day of to the day of

And the same was read & past the first time with Amendments.

The above Bill sent up by Walter Izard Esq^r: & M^r: Barton The two following messages were brought from his Excell^y: the Gov^r: together with a Petition of Several Inhabitants of Charles Town praying that the house Standing nigh the Dock Street upon the middle of the bay may be pulled down w^{ch}:

petition was read & refer'd to the Com'ittee of Petitions.—
Mr: Speak'r. & Gentlem'n: of the Com'ons house of Assembly
Hon^{ble}., Gent'n:

A little while ago I receiv'd your message of this date concerning the affair about making of Salt, I do assure you that I am very Sorry that We differ in our Opinions concerning the Bill for thô it be for the Publick good yet it is for a private Man's advantage & yet it may so happen that after he has been to the Charge of making a small quantity of Salt his Majesty may order the said Act to be Repeal'd, & when all persons are forbid making of Salt but himselfe then Query it every Inhabitant of this his Majesties Province is not prohibited of making Salt, in my own Judgement I am for having the Publick do this & other things of the like nature so that they may have the benefit & profit that may arise thereby.— I take the proposal of Mr: Trench bringing people here at the Publick charge to be of the same nature &^{ca}: I have sent you papers concerning the same & I heartily wish that some Publick way may be found out for bringing people to this Country & for the encouragem^t: of these two affairs for the bringing them to perfection suitable assistance shall be given them by

Council Chamber— }
March the 16th. 1727 }

Fra. Nicholson

Mr., Speak'r: & Gent'n: of the Com'ons house of Assembly
Hon^{ble}., Gent'n:

Your message of the 12th Instant concerning Majr., David Durham being Recomend'd by you to me to be Comander of Fort Moore is very well approv'd of by his Majesties Hon^{ble}: Council & myself as is likewise your message of the 13th for Mr: Arthur Forster being Lieu^t: of the said Fort & I most earnestly Recommend to you that a Com'ittee of both houses may draw up their Com'isons & Instructions as likewise a particular Oath for their Offices & this to be done as soon as possible in order to their taking their said Oaths & State Oaths while the Assembly is Sitting, and I do further recomend to you that a Surgeon may be appointed for the said Garrison & I do most Cordially recomend to you that Effectual Care be taken that that Garrison & others & others that shall be establish'd be Supplied with provisions & all other necessarys so that none of the boats or men that belong to the Garrison may be sent away from the said

Garrison for Provisions &^{ca}: for if they should it may be of fatal Consequence to it for want of boats or men therefore I heartily wish that you would agree with the Hon^{ble}: Coll^o: John Woodward who is a Member of your house for the Supplying y^r: Garrison wth: provisions &^{ca}., & it would likewise be very acceptable to me if you consent to do any work at Johnsons Fort that you would employ two of y^r: Hon^{ble}: & worthy Members to do it Viz^t: Coll^o., Herbert & Coll^o: Hall they having done the last Work there & if any thing is to be done to the fortifications of this place I hope you will agree with some of your worthy Members to do it for it's my Opinion that such Work should be undertaken by some of the Members of your house because they are the Gentⁿ: that the Country have entrusted & it was allways my Custom to employ in any place of proffit the Members of his Majesties Hon^{ble}: Council or the people's Representatives & I am most heartily Sorry that I have not had the Same oppertunity of doing it here but when ever I shall have the good fortune of it's being in my power it shall Cordially be Complied with by.

Fra., Nicholson

Hon^{ble}., Gentⁿ.,

I likewise Recomend to you that there be kept at Fort Moore three or four horses to be made use of for expresses either in the Indian Country or hither & likewise of doing what is necessary at the Garrison but upon no other account whatsoever & that it be one of the Instructions of the Gov^r: concerning this affair & that one of the Soldiers be appointed to take care of the said Horses

Council Chamber }
March the 16th. 1724 }

Fra. Nicholson

The house took under Consideration the Estimate for the ensuing year & filled up several articles & Resolv'd that the Clerk of this h^o: be allowed £100 out of the Sum' Remaining in the Treasur^r's: hands upon the fund appropriated the last year for the said Clerk & Writings in Consideration that there was above Six Months intermitted of the Assembly's sitting during w^{ch}: time no provision was made for him & allso that the Messenger be allowed the Sum' of £44..12..0

The Petition of Isaac LeGrand Donnerville setting forth that he had no manner of design to act Contemptuously to this house &

in a Solemn manner protesting the Same, acknowledging his fault & humbly praying to be discharged out of Custody the house gave Orders to the messenger to bring the s^d: Donnerville to the house.

Resolv'd that the Speak^r. do give the s^d: Donnerville a Severe Reprimand & acquaint him that the house taking under Consideration his secon^d petition had Order'd him to be discharg'd paying his ffees/

And the s^d: Donnerville appearing he was accordingly Reprimanded & he humbly begg'd pardon & was then Order'd to be discharg'd paying his ffees

May it please y^r Hon^{rs}:

The house having had under Consideration the Estimate for the Curr^t: Year, We think it a matter of Consequence & ought to be forthwth: dispatch'd w^{ch}: will forward the passing the Tax Act We therefore have referr'd the Same to the Com^{it}tee on Indian Affairs & desire that the Gentlemⁿ: of his Majesties Hon^{ble}., Council who are of that Com^{it}tee may have that matter in Charge

Tho^s: Broughton Speake^r.

Resolv'd that the Com^{it}tee to whom the Estimate for the Curr^t: Year is referr'd have in Charge to enquire into the State of the money in the hands of Kingsmill Eyre Esq^r., The house adjourn'd til to morrow morning eight of Clock

Wednesday the 17th. day of March 1724

The house mett according to adjournment.

Walter Izard Esq^r: from the Com^{it}tee appointed to bring in a Bill for to empower the Rector & Church Wardens of St: George's Parish to sell their Glebe & to purchase another was laid before the house by the said M^r: Izard.

The following Resolution of the Council was brought from thence S^o: Carolina,

In the upper house of assembly March the 16th: 1724.

The hon^{ble}: Alex^r: Skene Esq^r: a Member of this house moved for leave to bring in a Bill for founding & Erecting a Free School at the town of Dorchester in the Parish of St: Georges w^{ch}: was granted & leave is hereby given to the said Alex^r:

Skene to bring in a Bill accordingly w^{ch}: bill being brought in was read the first time & past wth: Amendm^{ts}:

Ar., Middleton P.—

with the above Resolution was brought the Petition of the Parish of Christ Church & also the petition of Adam Beauchamp w^{ch}: were both read & referr'd to the Com^{it}tee on Petitions

A Bill for founding & Erecting a Free School in the Town of Dorchester in St: George's Parish read the first time in Council & past with amendments was also brought down

The Bill to empower the Rector & Church Wardens of St: George's Parish to Sell & dispose of the present Glebe & to purchase another was read the first time & past with Amendments. The bill for Erecting a Free School was read the first time and past with amendments.

Mr: William Rhett from the Com^{it}tee on Petitions & accounts made the following Report.

Upon several matters Viz^t:

The Memorial of Coll^o. Fenwick praying payment out of the Treasury for a Negro man who run' away & was kill'd by an Indian

The Petition of Mad^m: Margaret Johnson for payment out of the Treasury for a Negro man who ran away & was killed by Indians sent in pursuit of him. both w^{ch}: memorial & Petition your Com^{it}tee have examin'd & find the facts as there set forth to be true but no provision being made in the negro act for cases of this nature the Com^{it}tee do therefore Submitt the Consideration of them to this Hon^{ble}., house

The p^{et}ition of John Greenland attorney to Coll^o: Theophilis Hastings for payment of what money is due to the said Hastings for the time he has been employ'd in the Publick Service, The Com^{it}tee are of Opinion that the consideration of this Petition be deferr'd till Coll^o Hastings returns.——

The petition of the Inhabitants of St: Helena &^{ca}: professing the Christian Religion as by Law establish'd The Com^{it}tee having Consider'd the said petition & examin'd an acct: annex thereto do Report as follows.

That by the said acct: it appears there has been payd by the publick the Sum' of £1000 for building a Church & parsonage house at St: Helena

That there has been also several Subscriptions given for building the said Church amounting to the Sum^r of £266.. 0-0

That it appears the Sum^r of £1342.,17.,6 has been expended in carrying on the building of the said Church & that the Inhabitants of that parish have paid £76:18.,6 more then they receiv'd from the Publick & from private persons.—

The Com^{it}tee find the said Church is Still unfinished & not fitt to preach in & that no parsonage house is yet begun,

The materials wanting to finish the said Church are mention'd in the account afores^d: but no estimate made made of their Charge.

The Com^{it}tee therefore Submit the Consideration of this affair to this Hon^{ble}: house.—

The petition of Several of the Inhabitants of Charles Town whose names are thereto Subscrib'd, complain that an old Tenement near the dock Street is a nuisance by being built on a great part of the Bay & intercepts the Com^unication between the north & South parts thereof &^{ca}: & praying the said Tenement maybe pulled down

The Com^{it}tee do find the allegations to be true & having examined cap^t. Daniel Green who is attorney to the proprietors of the s^d: Tenement were told by him that he would not Oppose removing the s^d. building provided the Publick would defray the Charge & make good the damages as they should be valued. The Com^{it}tee do therefore Report to this Hon^{ble}: house that they are inform'd by the Hon^{ble}: Coll^o: Bull who lately made a Survey of the Town that this old Tenement stands a good way on the bay & that they find the Same may be of ill Consequence in case of an Invasion by being in the way of the passage for carrying the great Gun's from one part of the Bay to the other & are of Opinion that the said Tenement be Ordered forthwith to be pulled down in such manner as this Hon^{ble}: house shall direct The Com^{it}tee take this Oppertunity to observe & Recommend to this Hon^{ble}: house that an Arch bridge of Brick be built over the Dock near this Tenement as has been directed by a Law of this Province that there may be a free Com^unication from one part of the bay to the other in case of a Warr & that the Charge thereof be defrayed out of the money now in the Treasurer's hands appropriated for the Fortifications of Charles Town—

The Com'ttee have examin'd the following accounts & are of Opinion they shou'd be pay'd & provision made accordingly in the ensuing Estimate

	£	S	d
An acct: of Charlesworth Glover for provisions } Supplied Fort Moore }	194	5	—
Ditto of Capt: John Crofts attested by three Comis- sioners	80	0	0
Ditto of Tho ^s : Barton for a horse lost in the Publick Service	30	0	0
Ditto of Tho ^s : Goring Taylor for making Indian Cloaths	10	5	0
Ditto of John Ramsay for the Same	6	15	0
Ditto of Tho ^s : Lloyd attested by the bank Com'iss ^{rs} ..	113	12	6
Account of Tho ^s : Lloyd for Johnson's Fort	7	15	0
Ditto of Coll ^o : Herbert for Ditto	4	02	6
Several accounts of Coll ^o . John Woodward for } finishing Beaufort fort amounting to	209	5	0
D ^o : on acct: of the Scout Boats	18	0	—
	<hr/> £674.—.—		

The Com'ttee do also Report their Opinion on Several other accounts

An acct: of Tho^s. Lloyd for Stores £32..10,0 the Forts. & for his overseeing the repair of the Fortifications blank w^{ch}: is submitted to the Considera'on of this house.——

An Acct: of James Rawlings amounting to £55..01..0 of w^{ch}: the Com'ttee observe an Article of £16..0 for the expence of one Jones a Deputy Marshall & four others eight days w^{ch}: We are of Opinion ought to be disallowed in the account as We beleive it was not on the public Service but that the Sum' of £39 the Remainder of the account be pay'd the said Rawlings——

An account of M^{rs}: Sarah Rhett for the parsonage of St: Phillips Charles Town amount^g: to £21..6..10..½ We are of Opinion that after deducting 30^s charged in the said account for carrying the Corps of Commissary Johnson from the waterside to the Church &^{ca}: the remaining Sum' being £19..15..0 should be pay'd out of the money allowed for repairing the parsonages.——

An acct: of Anthony White for £29..3..9 for carrying expresses to Winyaw, several articles of w^{ch}: the Com'ttee think are over-

charged & are of Opinion that £20 is what is reasonable to be allowed him.

An account Maurice Harvy Provost Marshall for the Sum^e of £167,15 for the fees of prisoners & for the Charges of thirty expresses the Com^{it}tee are of Opinion that £120,5 of the s^d: acc^t: should be paid the said Marshall out of the moneys in the hands of the King's Treasurer arising from fines for that the same y^r: Com^{it}tee are inform^d was formerly payd by the L^{ds}: Propriet^{rs}: Receiv^r: General by an Order of the Gov^r: & Council & that unless some provision be made for subsisting the Com^{on} prisoners either in this manner or by the publick it's impossible to think any provost Marshall can be at y^e expence from w^{ch}: many Inconveniencies may arise, the articles disallowed in this acc^t: are Viz^t:

	Fees on two escapes	£25, — —
this article to be p ^d : out }	Do: for an Indian w ^{ch} :	
of y ^e proceeds of the }	was sent to Jamaica ..	22, 10, 0
Indian sent to Jamaica }		
		<hr/>
		47, 10, 0
		£167, 15, 0
		<hr/>
		£120, 05, 0

An acc^t: of Coll^o., Herberts for £30..0.0 the Com^{it}tee Submits to the Consideration of this Hon^{ble}: house

The Com^{it}tee are of Opinion that the three follow^g: acc^{ts}: should not be allowed.

these two accounts }	An Acc ^t : of William Gibbes for £28. —. —	
disallowed }	Do: of Ja: Mc., gillvray for	7, 17, 6
this to be p ^d : out of the }	Do: of Barnabas Gilbert for 10..10, 0.	
proceeds of the Indian }		
sent to Jamaica }		

Wednesday March 17th: 1724.

Order^d that Mr: Whitaker & Mr: Rob^t: Hume do bring in a bill to put in force the Statute of Great Britain past in the 43^d: year of the Reign of Queen Elizabeth Chap: 4th: so farr forth as it may relate to this Province

The Report of the Com^{it}tee on Indian Affairs & fortifications was brought down from his Excell^y. the Gov^r., together with the Writt for electing two members for St^t: James Santee with the Church Wardens return——

M^r: Cattle's acct: for Supplying an Indian with powder to follow a Runaway Negro amounting to Six pounds Was allowed.

The house taking under Consideration the 3^d. Report of the Com^{it}tee of Petitions.

Resolv'd that the Exor's of Coll^o: John Barnwell do lay before this house an account of the expences on the Fort at Beaufort Town

And the house having gone through the s^d: Report Order'd the following Message to be sent to his Majesties Council thereupon

May it please Y^r: Hon^{rs}:

This house having read & taken under Consideration the third Report of the Com^{it}tee on petitions & acct^s: have come to the several Resolutions thereon, Viz^t: that Coll^o: Fenwick & Mad^m: Johnson be p^d: for each of their negroes out of the publick the Sum^o of eighty p^{ds}: & that it be provided for in the Estimate of the Curr^t Year.——

That three hundred pounds be given for finishing the Church at Beaufort to be provided for in the Estimate

That that part of the house that Stands on the North end of the bay be pulled down for w^{ch}: We herewith send you a Resolution of this house.——

That thirty two p^{ds}: ten Shillings of M^r: Lloy'd acct: for supplying the forts with some necessarys be allowed but that he be allowed nothing for overseeing the Repairs of the Fortifications the house thinking it part of his Duty.——

That James Rawlings be allowed thirty nine pounds one Shilling The house agrees with the Report of the Provost Marshall's his acct: & that the article of £22..10 on acct: of the Indian sent to Jamaica may be payd out of the proceeds of the said Indian & that his Excell^y: be desired to give Orders accordingly & that the rest of his account be paid out of the fines & forfeitures to his Majesty as was usual in the time of the L^{ds}: Proprietors

That Coll^o: Herbert's acct: be disallowed

That Gibbes & Megilvrays account be disallowed & Gilbert's Acct: be also payd out of the proceeds of the Indian sent to Jamaica——

That the money to be provided for building the brick bridge over the Dock Street be pay'd out of the Moneys appropriated for the fortifications

And the house agrees to all the other parts of the said Report
Tho^s: Broughton Speak^r.

Resolv'd that Capt: Daniel Green or Mr: Jacob Motte do pull down so much of the house late belonging to Francis Scampton w^{ch}: now Stands on the north end of the Bay by Tuesday next & in case they Shall refuse or neglect so to do that then Coll^o: John Herbert Mr: Eleaz^r Allen and Maj^r., William Blakewey do give proper Orders for pulling down the Same, that Coll^o: Bull be desir'd to be with the said Gentlemⁿ: & shew them how farr the said house stands on the bay for their better guidance that this Resolution be sent to his Excell^y: the Gov^r. & his Majesties Hon^{ble}: Council for their Concurrence & that Mr: Speaker do Sign y^e Same Order'd that the Act for Sinking the paper bills be lay'd before the house tomorrow morning——

Resolv'd that the Sum^o of fifty pounds be pay'd out of the Publick towards building a bridge over the Marsh from the White point & also fifty pounds for building a Bridge from Craven's bastion to the Lotts to the North part of the Town

Resolv'd that the first thing the house goes upon to Morrow morning shall be to take under Consideration the Report on Indian Affairs.——

Order'd that the Com^{it}tee appointed to State the estimate of the Year have leave to withdraw their Report & do meet the Com^{it}tee of Council to settle the Same as it is altered & amended in this house

The house adjourn'd til to Morrow morning eight of the Clock.

Thursday the 18th: March 1724.

The house mett according to adjournment.

The house according to the Order of the day took under Consideration the Report of the Com^{it}tee on Indian Affairs & finding that the Com^{it}tee of Council have made several alterations & amendments in the last Report Concluded on in this house.——

Mr: Whitaker & Mr: Rhett were order'd to go to the Council & to know if they insisted On the alterations & being return'd they acquainted the house that the Council agreed to all parts of the Report of this house

The bill for erecting a Free School at Dorchester & for empowering the Rector & Church Wardens of St: George's Parish to sell the Glebe & to purchase another together with the resolution of this house concerning the pulling down the house on

the bay & the message of yesterday were sent up to the Council by Cap^t: William Dry & Cap^t: Jacob bond

Order'd that Coll^o.. John Fenwick Coll^o: Chicken & Mr.. Hume be a Comⁱttée to bring in a Bill for regulating the Indian Affairs & that Mr: Lloyd & Mr: Allen be a Comⁱttée to bring in a bill to oblige the Proprietors of the front Lotts to build them up.

On motion that a message be sent to his Excell^y: to desire him to Comⁱmunicate to this house the State of the brass Coin & the money Rec'd for Fort King George the following Message was writ & agreed to

May it please y^r: Excell^y:

The 16th day of June last the former Comⁱons house of Assembly came to some resolutions concerning the Brass Coin sent over to this Province a copy of w^{ch}: accompanys this message & We desire y^r: Excell^y: will be pleas'd to inform us if y^r: Excell^y: did acquaint Mr: Eyre of that Resolution & that if you have receiv'd any Letters or papers from him concerning the said Coin either before or after the s^d: Resolution that your Excell^y: will be pleas'd to lay them before this house & if y^r: Excell^y: has rec'd any Letters from Mr: Yonge or Mr: Wragg concerning the money receiv'd by Mr: Eyre for Fort King George. We likewise desire y^r: Excell^y: to lay them before us that this house may know the true State of that money that the Estimate may be completed

Thos: Broughton Speak^r.

The above message sent up by Mr: Cattle and Maj^r.. Hext.

The house adjourn'd til two of the Clock in the afternoon

The house mett according to adjournment.—

The following Message was brought down together with the Bill for founding & Erecting a Free School at Dorchester & the bill empowering the Rector and Church Wardens of the s^d: Parish to sell their Glebe and purchase another.

Mr: Speak^r. & Gentⁿ..

We have perused the Estimate Yesterday Recomitted by you with the alterations & additions made by y^r: house & agree to the same excepting the following articles on w^{ch}: We have herewith sent our Opinions Viz^t: It is our opinion that the Sum' on the

Estimate for arrears of the Palachucola Garrison is more than is due of necessary there having not been the number of men on pay or provision of w^{ch}: the same is Calculated.——

That the several Officers collecting or otherwise employ'd in or about the dutys be payd out of the dutys & the next produce only to be appropriated for sinking the bills.——

That the Gentⁿ: appointed for the Indian affairs & Garrisons may go five months in each Year & reside among the Creek Indians & transact the affairs of this Government & Visit the Garrisons in his way & the Remainder of the time he will have to transact the necessary Affairs relating to the trade in the Settlement provided that the time he stays in the Settlem^{ts}: be in the months in w^{ch}: the traders are Ordered down to renew their Lycences that being the Chiefest of his business & that a Suitable incouragement be given for the same

That the additional Wages intended to be given will not induce men to choose rather the Publick Service than that of the traders because as the Publick raises so proportionably will the traders do unless there be a clause to prohibit the Indian traders giving more to their packhorsemen than the wages given to the Soldiers of the Garrisons——

That building the two bridges We cannot agree to

That proper Instructions be concluded on & prepared by the Assembly for the Comanders of the Fortifications & that from time to time afterwards the Gov^r: & Council add to them as necessity shall Require

Council Chamber

March the 18th: 1724

Ar., Middleton P

The house reading and taking under Consideration the above message sent up the following message in answer

May it please y^r., Hon^r.

We agree with your Hon^{rs}: that there ought to be no more money payd than to the Effectual men in the Garrisons but are of Opinion that the whole Sum^y may be provided for & if there be any Surplus that it may be applyed towards defraying the article of Contingencies.—— We also agree with you that the Officers Concern'd in the Country Duties may Receive their Sallarys out of the next Duties as you propose

We cannot be of Opinion that the Com^{iss}^r: of the Indian trade can discharge the proposed business amongst the Indians the

duty of his Office requiring great application & will take up most of his time therefore this house is Stil of the same Opinion that a fit reason wth: a Suitable encouragement be appointed to go amongst the Creeks.

We cannot receed from our Opinion concerning the raising the pay of the men employ'd in the Scouts & Garrisons & We think it will be a very great hardship upon the traders among the Indians to restrain them from giving them what they shall judge necessary to prosecute their business with fidelity——

We shall appoint as your Hon^{rs}: desire a Com^{it}tee of this house to meet a Com^{it}tee of his Majesties Council to draw proper Instructions for the Comander & Fortifications as you desire

Tho^s: Broughton Speak^r.

Order'd that Coll^o. Fenwick & M^r: Nicholls & Coll^o: Hall be a Com^{it}tee to Conferr with a Com^{it}tee of his Majesties Council concerning the two bridges voted to be built yesterday & on Coll^o: Herbert's account

The following Message was brought from the Council

Mr., Speak^r. & Gentⁿ:

We have Consider'd your message and Resolves on the third report of the Com^{it}tee on Petitions & accounts & agree to the same excepting that part of it on Coll^o: Herbert's acct: w^{ch}: as that work was for the service of this Province thô not order'd by the General Assembly then not sitting, We are of Opinion it ought to be pay'd

Council Chamber }

March the 18th. 1724 }

Ar., Middleton P/.

The house adjourn'd til tomorrow morning eight of the Clock

Friday the 19th March 1724.

The house mett according to adjournment.

Order'd that the following message be sent to his Excell^y: the Gov^r: & his Majestie's Council.——

May it please y^r., Excell^y: & Y^r., Hon^{rs}:

The house having order'd the act for advancing the Sallaries of the Clergy & the Act for sink^g: the bills to be laid before this house have & do find that by the former Law the Clergys Sallaries are directed to be paid out of the Dutys arising upon furs & Deer Skins & in case the duties on Deer Skins shall fall

Short to answer the said Sallaries the same shall be paid by the receiver general out of any other duties w^{ch}: shall come to his hands before all orders & payments whatsoever the duties appropriated to the new Church only excepted, from whence We conclude that there is no necessity to make provision for the said Sallaries in the Estimate of the Current Year since the Treasu^r., is oblig'd by the s^d: act to pay the same out of any duties prefferable to any other payments & if the Treasu^r: shall not pay the same in 21 days after it is due the Clergy may then maintain an Action of debt ag^t: him for the same w^{ch}: Law is now in force & neither the afores^d: Clause nor any part of it repealed nor can We think that the afores^d: Law for sinking the Bills w^{ch}: was past since the former Law interfeers with the s^d: Clause in any degree

By this means We shall ease this years Tax of at least three thousand pounds on that head, therefore We desire Y^r Excell^y: & Y^r: Hon^{rs}: will agree wth: us to direct the Treasu^r. to observe the s^d. Law Strictly & to pay the deficiency of the Skin duties to the Clergy out of the other dutys as the Law expressly directs.

Tho^s: Broughton Speak^r:

Maj^r Hepworth & M^r: Heyward were directed to carry the foregoing message to his Excell^y: the Govern^r:

The following Message was brought from his Excell^y the Govern^r. together with a present of several Books to the Members of this house

Mr., Speak^r. & Gentⁿ:

We have consider'd y^r: message of yesterday by Coll^o.. Hall & Cap^t: Nicholls in w^{ch}: We observe that in that part relating to the duties you say that you agree with us that the officers concern'd in the Country duties may receive their Sallarys out of the neat duties as We propose, when in our former message We say that the several Officers employ'd in & about the duties be pay'd out of the duties & the neat produce only to be appropriated for sinking the bills & We further observe that it is not a proposal of ours but an appropriation of what y^e., Com^{it}tee proposed as you'll find in the Estimate.

As to that part of our former message relating to the Gentⁿ: appointed Com^{iss}rs., of the Indian Affairs & his Duty & pro-

ceedings, We are Still of the same Opinion there being (as We conceive) no part of his duty but that of granting Lycences in the Settlement. w^{ch}: may be done in the months of March, April or May. As to raising the pay of the Scout Men We agree to but not of men in the Garrisons, & We beleive that to restrain the traders from inticeing the Men from the Service of the Garrisons into theirs will answer the same end as advancing their Sallarys & therefore propose that it be an Instruction to the Traders that they do not upon any account whatsoever employ or entertain any person that hath been in the Service of any of the Garrisons or other publick Service until they have been thence discharged for the Space of Six Months at least.

Council Chamber	}	Ar., Middleton P.
March the 19 th : 1724		

Mr., Speak^r. & Gentⁿ.

We have consider'd the Report of the Com^{it}tee appointed to View the armoury & approve thereof & Recomend that the said Armory be forthwith built & likewise Recomend that the old Market house be removed & part of it for Butchers be put on one side of the said Armory & that for the fish &^{ca}: on the other side & that the Pillory Stocks Cage &^{ca}: be put in some more proper place & all other obstructions to the prospect of the Street removed & some method taken for the more Cleanly keeping the said Street.

Council Chamber—	}	Fr., Nicholson
March 19 th : 1724		

Ar Middleton P/.

Mr: Speak^r., & Gentⁿ: of the Com^{ons} house of Assembly.
Hon^{ble}: Gentⁿ.,

I herewith send you an extract of a Letter w^{ch}: I receiv'd yesterday in the afternoon from the Hon^{ble}: Fra^r Yonge Esq^r., & with this is a Copy of a Letter w^{ch}: I had from Mr: Sam^l: Wragg, the Hon^{ble}: Coll^o., Fenwick who is a member of y^r: house shew'd me a letter w^{ch}: he had from him as did also Mr: Andrew Allen another Letter from the s^d: Gentⁿ: w^{ch}: I suppose they will Com^unicate to y^r., Hon^{ble}: house & if so then you will have a full account of affairs of this his Majesties Province, I receiv'd no letter from the Hon^{ble}: Kingsmill Eyre Esq^r: & I herewith send you what Letters papers &^{ca}: I have rec'd lately from Fort King George & I must referr you to the

Hon^{ble}: Coll^o: George Chicken & Coll^o: John Woodward two
of the members of your house for a more particular account of
the said Garrison &^{ca}.—

I should be very glad to know, if you are yet come to any Resolution concerning the finishing of the affairs before you, whither they can be done by Wednesday next but if not what time you would propose to adjourn because an acct: thereof may be sent to the R^t: Hon^{ble}: the Lords Com^{iss}rs: for Trade & Plantations &^{ca}: by

Council Chamber }
March the 19th: 1724 } - Fra Nicholson

The house read the Bill for raising the Sum^y of _____ for defraying the Contingent Charges of the Governmt^t: the second time & past wth: amendm^{ts}. & sent up by

The adjourn'd till two of the Clock in the afternoon

The house mett according to adjournment.

Coll^o: John Fenwick Coll^o: Hall & Cap^t: Dry were directed to
 Conferr with his Majesties Council concerning the Subject
 matter of his Excell^y's. message relating to the Market place &
 their not agreeing with this house concerning the raising the
 pay of the Garrison men.——

The Petition of John Goodbee setting forth that one of his negroes was killed by the fall of a Tree whilst working on the roads was read & rejected

The Bill for empowering the Church Wardens of St: George's Parish to sell their Glebe & to purchase another for the use of the Rector of the s^d: Parish was read a Second time & past with amendments & sent up by Mr: Izard & Mr: Cattle.——

Coll^o., Fenwick reported from the Com^{it}tee appointed to Confer with the Council that the Council agreed they would allow the Garrison Men twelve Shillings & Sixpence ꝥ bushell for the Corn instead of raising the wages but that they insisted that the men inlisted in the Garrisons should not be employ'd in the Indian Trade in Six Months after their discharge from the Garrisons except such as go as principals.—

May it please y^r Hon^r

The Committee of our house have reported your opinions of allowing the men inlisted in the Garrisons twelve Shillings & Sixpence for every bushell of Corn they shall make instead of

raising their Sallarys to w^{ch}: We agree, but We cannot but be of Opinion that it will rather impeded the Supplying the Garrison with good men if they are not at liberty when discharg'd by the Publick to fall into any honest calling equal with the rest of his Majesties Subjects in this Province & the persons that serve the Public faithfully so limitted will be debarr'd the Com'on liberties & priviledges of British Subjects w^{ch}: We think We ought not to give into, the Market house being Rotten & not worth moving We shall take that matter under Consideration at a more Convenient time

Tho^s: Broughton Speak^r:

May it please y^r.. Excell^y..—

This house having been informed that some late illegal practices have been in prejudice of his Majesties Customs comitted at Port Royall by a Vessell w^{ch}: put in there, We desire that y^r: Excell^y: will be pleas'd to use such methods as y^r: Excell^y: shall think fitt that an Officer may be forthwith appointed for that Port to prevent the like for the future w^{ch}: We are of Opinion cannot be effectually done without an Officer actually Residing in that place it being so farr distant from the Harbour.

Tho^s: Broughton Speak^r:

Mr: Hume from the Com'ttee appointed to examine the Workmen concerning the Cracks in the Steeple made the following Report

The Report of a Com'ttee appointed to examine the several Workmen who made a Survey on the Steeple of the Parish Church of St: Phillip's Charles Town

On examining the Several Bricklayers about the settling of the Steeple they say they have good reason to apprehend it will Settle no more by reason of the prodigious weight (being about a million of pounds) & the length of Time that weight has been up & according to their observation they don't perceive the Cracks to widen, but they believe the Cracks ought to be filled up with morter w^{ch}: will soon Shew if the Steeple settles more by widening the Cracks but Mr: Smith intimated to this Com'ttee in the absence of the other workmen that his advice was that the Publick should not Lay out too much money more about the Steeple seeming thereby to doubt its' Security—— The Bricklayers are of Opinion that there be no more building on the s^d.. Steeple til after next September because the great raines will

try the Same but they do advise that the s^d., Church should be forthwith paved round fifteen feet from the Church w^{ch}: will prevent the rains soaking into the ground & loos'ning the foundation & they are of Opinion that if the Same be done with Bristol broad Stones it will be much better & Cheaper than Bricks.

The said Workmen inform'd this Committee that the several Gutters of the said Church are very leaky whereby the timbers of the Roof are very much damaged already & some of the ends of the Rafters begin to decay w^{ch}: if not timely remedied by providing leaden Gutters may prove the ruin of the whole Fabrick & they beleive fifty pounds Sterling will be Sufficient to purchase sheet lead for that purpose.——

The Bricklayers also informed this Com[']tee they are of Opinion the roof of the said Church ought to be Strictly Surveyed by some able workmen the said Workmen being asked by the Com[']tee what they expected for their trouble & expenses in making this Survey & Report they answer'd they deserved fifteen pounds.—— The Com[']tee are of Opinion that the Com[']iss[']s: appointed for carrying on & finishing the s^d., Church should be ordered to make a Suitable provision for securing the s^d: Church according to the Report of this Committee

To which Report the house agreed.

The fourth Report of the Com[']tee on Petitions & accounts was made by Mr: Rhett from the s^d., Com[']tee w^{ch}: he read in his place & Deliver'd in at the table.

Resolv'd that John Salton do leave with the Clerk of this house the fair draughts of Winyaw & Cape Fear & that he be allowed £100 p^{ds}: for the trouble & pains he has taken in sounding the s^d., Rivers & making Platts of the Same

The fourth Report of Com[']tee on Petitions & acc[']ts: upon several matters as follows.

An acc[']t: of Charles Hart for the Sum' of £215..11..8 w^{ch}: being Sworn to by his Depnty Sec[']y: & the Com[']tee not Seeing any Charge therein but what former assemblys have allowed they are of Opinion that it should be pay'd & provision made in the Estimate for the year——allso an acc[']t: of Benj^a: Massey for mending several arms for the Garrisons being for the Sum' of £31., 15,0 We are of Opinion should be payd and provided for in the Same manner.

Several Account of Coll^o: Allex^r: Parris Publick Treasur^r: Viz^t:

Ball ^a : of an account over p ^d : on account of £77.,0.,0 }	9., 8., 6
appropriated formerly for Fort King George }	
being in favour of the Treasur ^r :..... }	
Acc ^t : of Sundrys for the use of the Scout boats }	
& Garrisons & Port Royall	139., 7., 3.
Acc ^t : of Sundrys for presents to Indians.....	358., 4., 3.
Acc ^t : of money p ^d : for saving the Piles after }	
the Storm in August last	9., 0 ..0
Acc ^t : of bullets sent for the service of the Inhabi-	
tants at Winyaw when they apprehended a }	10., 0 ..0
difference w th : y ^e Indians	
Ball ^a : on acct: of entertain ^g : Indians, Expresses..	308.,14 ..6
acct: of money pay'd for a Gun ^r for a present to }	
an Indian by Order of the Govern ^r	6.,00 ..6
<hr/>	
£840.,14.,6	

which acct^s: the Com^{it}tee having examin'd & they having been Sworn to by the Treasur^r., & it appearing there is no money in his hands appropriated for paying the same. We are of Opinion the s^d: Treas^r., should be pay'd the same acct^s: amount^g: to £840.,14.,6 out of the Estimate for the ensuing Year.— An Acc^t: of £43., 13.,8¼ for necessarys for Johnson's Fort. An Acc^t: of £447.,13.,11., for repairing Granvill's Bastion this Com^{it}tee finds just & therefore are of Opinion the s^d: Sum^r be allowed as a Charge in his acct^s: ag^t: moneys appropriated for these uses.— Petition of Adam Beauchamp for his Service as Press Master in the two Expenditions ag^t: the Pirates in the Year 1718 & also for hire of four Negroes assisting him 30 days in the said Service The Com^{it}tee are well Satisfyed of the facts alledg'd in the said Petition & recomend to this Hon^{ble}: house that he be pay'd £50., 0 ..0 for his Service——

Petition of the Inhabitants of Christ Church Parish recomending the State of that Parish to this Hon^{ble}: house—The Com^{it}tee recomend to this Hon^{ble}: house that the £600 provided in the Estimate for this Year will not be Sufficent to Erect a Church in that Parish & that such an addition be made to that Sum^r as this Hon^{ble}: house thinks proper.——

Petition of John Salton praying the house to Consider the Service he has done the Publick in making an exact Survey of the Inletts and Rivers of Winyaw and Cape Fear

The Com'ittee are of Opinion that the Daughts made by the said Salton are very accurately done & if made Publick of great Service toward Settling that part of this Province & find the s^d: Salton has much injur'd his private affairs by doing this Publick Service they do therefore recomend to this Hon^{ble}: house that the said Salton be rewarded as this Hon^{ble}: house thinks proper—

March 19th: 1724

Resolv'd that this house will make provision in the Estimate of next year for four hundred pounds towards finishing & compleating the new Church to be built in Christ Church Parish & that in the meantime Six hundred pounds be provided in the Estimate of the Curr^t: year towards their Carrying on the building of a New Church in the s^d: Parish as was voted to the s^d: Parish by the former Assembly.—

The house adjourn'd till tomorrow Morning eight of the Clock

Saturday the 20th March 1724.

The house mett according to adjournment.—

M^r: Rhett from the Com'ittee of Petitions & accounts made the following Report.—

The Petition of Cap^t: Francis Baker Comd^r: of the Ship Albany setting forth that he has been obliged to pay £18.,0.,0 Dutys for two Pipes of Canary Wines imported in his Ship from Boston when there is no Law of this Province that directs the Same

An acct: of M^r: Sam^l: Eveleigh for £18.,00.,0. w^{ch}: he pay'd for Dutys of two pipes of Canary wines imported in Cap^t: Baker afores^d: from Boston & for w^{ch}: he does not think himsele lyable.—

The Com'ittee find that Cap^t: Baker & M^r: Everleigh have pay'd the Dutys to the Publick Treasu^r: as they alledge—

That Cap^t: Baker has produced to this Com'ittee a Certificate under the hands of the Collector & Comptroler of the Customs at Boston that three Pipes of Canary & one pipe of Vidonia Wine Shipt on boar'd the Albany Cap^t: Francis Baker for this Port were legally imported there, & further the s^d: Baker has made Oath that the two pipes of Wines for w^{ch}: he p^d: £18 Dutys

here & the two pipes for w^{ch}: Mr: Eveleigh p^d: £18., 0., Dutys were the same Wines w^{ch}: are Certified as befores^d: & that they were never put into any Store at Boston but taken out of the Canary Ship & put into his own The Comittee have allso examine'd the Duty Law in w^{ch}: they Cannot find any Dutys imposed on Wines imported here, but such as are brought from the Western Islands or Madera.— The Comittee are therefore of Opinion that Canary Wines are not liable to pay any manner of Dutys & do recomend to this Hon^{ble}: house that the Publick Treasu^r be directed to repay Cap^t: Francis Baker & Mr: Sam^l: Eveleigh the Dutys they have pay'd him & that he Charge it to the account of Drawbacks.—

March 20th.. 1724.—

The following Message from his Excell^y: & the Council was brought down

Mr: Speak^r. & Gentⁿ:

In answer to y^r.. Message relating to the Clergy's Salary We agree with you that the Treasu^r do Strictly observe the Laws in y^r: Message mention'd & to pay the Deficiency of Skin Dutys to the Clergy out of the other Dutys as the Law Directs—

Council Chamber. .	}	Fr., Nicholson
March the 19 th : 1724	}	Ar Middleton P/.

A Member of the house Representing to the house that Coll^o: Jn^o: Herbert had done some extra Service about Johnsons Fort & the Fortifications

The Question was put whether the s^d: Coll^o: John Herbert should be p^d: out of the Publick Treasury for his Extra Service in & about Johnsons Fort & the Fortifications the Sum of Twenty pounds.—

Carried in the Affirmative

The Resolution concerning Christ Church sent up by Mr: Barton and Cap^t: Bond.

Coll^o: Fenwick & Mr: Nicholls carryed up the fourth & fifth Reports of the Comittee on Petitions & Accounts.—

Resolv'd that this house will make provision in the Estimate of the next year for the Sum of Six hundred pounds for finishing & Compleating the Free School to be built in Charles Town & that this resolution be sent to his Excell^y: the Gov^r: & his Majesties hon^{ble}: Council for their concurrence & that Mr: Speaker do Sign the Same

Order'd that the following message be sent to his Majesty's Council

May it please y^r: Hon^{rs}:

This house having Consider'd that Coll^o: Herbert did extra Service about the fortifications & Johnstons Fort have allowed him Twenty pounds for the same & desire Your Concurrence thereto.

Tho^s: Broughton Speak^r:

The above message & Resolution sent up by Coll^o., Hall & Cap^t: Dry

The following message was brought down from his Majesties Council

Mr., Speaker & Gentⁿ:

We have consider'd the fourth & fifth Reports of the Com^{it}tee on Petitions & accounts & approve of them excepting that article that relates to the Petition & allowance of John Salton who service was performed at the instance of private persons & in Consideration of what they Subscribed for the said Work.

We have allso consider'd the affairs of the two bridges proposed to be built at the north & South ends of Charles Town & cannot consent to the building either of them because the Streets cannot be Continued without alterations of Lotts of several persons now absent from the Province whose Consent ought to be had thereto.

Council Chamber	}	-	Ar Middleton P..
March 20 th . 1724.	}		

The following message was brought from his Majesties Council.
Mr: Speak^r: & Gentⁿ.

We have consider'd your resolves of yesterday relating to Christ Church Parish & allso your two messages just now receiv'd one relating to Coll^o: Herbert's extra service at Johnston's fort & the fortifications & the other relating to the sum' of Six hundred pounds to the Free School & agree to the same without exception

Council Chamber	}	Fr. Nicholson
March 20 th : 1724.	}	Ar., Middleton P.,

The house adjournd till 2 of the Clock in the afternoon

The house met according to adjournment.

The house settled & Concluded the Estimate

The Proposal of Coll^o: Woodward was read & referr'd to a Committee of Petitions

Coll^o: Hall & Cap^t Bond were directed to wait on his Excell^{cy}: to know if the Council was sitting for that this house has some business to lay before them, & if they are not sitting to know when they will meet. They returned for Answer that the Council were gone out of Town.

The house adjourn'd till Monday Morning 10 of the Clock

Monday the 22^d day of March 1724

The house met according to adjournm^t: & adjourn'd till 2 of the Clock the afternoon.

The house met according to adjournm^t:

Coll^o Hall & Maj^r: Hext were directed to carry the Estimate agreed upon in this house to his Maj^{es}: Council which is as follows: The Bill to empower the Church Wardens of St^t: Georges Parish to sell & Dispose of the Present glebe & to purchase another for the use of the rectors of the s^d Parish was read the Second time & pass'd wth: Amendments.

The Bill for founding & Erecting a free School in St^t- Georges Parish was read the Third time & past with Amendments.

Walter Izard Esq^r: & M^r: W^m: Cattle were directed to carry up the two foregoing Bills

The foll^o: Message was brought from his Excell^{cy} the Govern^r together wth: the Estimate consider'd & approv'd of in Council & two Depositions & the bill to empower the Church Wardens of St^t Georges Parish to sell & Dispose of the present Glebe & to purchase another for the use of the Rectors of the s^d Parish. read in Council the 3^d: time & pass't wth: Amendm^{ts}:

Mr Speaker & Gent^t: of the Com^ons house of Assembly.
Hon^{ble}: Gent^t:

I am heartily sorry that I cannot comply with your Message of the 19th Instant; that an officer may be forthwith appointed for Port royal. I have several times fully wrote to the R^t Hon^{ble}. the Commiss^{rs} of his Maj^{es}: Customes concerning that place being made a Port, & their appointing proper officers for the same.

You have before you a Copy of a Petition of Mr. Yonges concerning that Affair, & the hono^{ble}: Coll^o John Fenwicke can tell you what was done about it. I herewith send you two Depositions viz^t of John Gardner & Dan^l Demetre Marriners by w^{ch}: you may see how that illegal Trade was manag'd & by whome. L^t Coll^o Palmer being a Member of your house. I shall at present do nothing therein till you are come to some Resolution concerning it, and when you have so done that you would send to

Council Chamber March 22^d 1724.

Fra: Nicholson.

Mr Chief Justice John Lloyd Esq^r. & Mr. William Rhett were appointed to Confer wth: his Maj^{es}: Council, concerning the alteration they have made in the Tax Act on their razing out 2 Shill^s & Six Pence upon every hundred Acres of Land.

Orderd that Coll^o John Fenwicke & Cap^t William Dry, Benjⁿ: Whitaker Esq^r Thomas Hepworth, Esq^r & Mr. Eleaz^r Allen be and they are hereby appointed a Com^{it}tee to draw an Address to his Majesty together with a state of the Province in order to obtain Proper Assistance from his Majesty.

The following Message was brought from his Maj^{es} Council
Mr Speaker & Gent.

We have considerd that part of the tax bill which relates to the taxing of Lands, and are still of our former opinion that five shill^s & hundred is a Sufficient Tax. for the Lands this present year

March 22^d. 1724

Ar. Middleton P.

The following Message was brought from his Excell^{cy} the Govern^r:

Mr Speaker & Gent

Upon considering the Memorial of the Com^{is}sion^{rs} of the Free school we find that it will be impossible to go on wth. that good work without a Present supply of Six hundred Pounds. the Money already being expended & the other 10th be loaned to purchase bricks for laying the foundation and building the Chimneys otherwise the work must stand still. It is therefore our opinion that the s^d: Sum be added to the present Estimate
Council Chamber March 22^d 1724

Fra Nicholson

The following Message was sent in Answer to the above
May it please Your Excell^y:

In answer to Your Excell^{ys}: Message just now reciev'd. we take leave to acquaint you that we cannot without a good deal of Inconvenience provide for the Six hundred Pounds for the free School in the Estimate it being already clos'd, and the Tax bill pass't the third time, but we will take care to make Provision for the same out of some money out of some Money in the Treasurers hands before this Session of Assembly determines.

Tho^s. Broughton Sp^r:

The above Message & the Tax bill read & pass't the third time in this house wth: Amendm^{ts}. was sent up to his Maj^{es} Council by M^r: W^m: Cattle, & Cap^t Broughton

The house adjourn'd till tomorrow Morning 8 of the Clock

Tuesday the 23^d day of March 1724

The house met according to adjournment

Resolv'd That Coll^o Palmer do defray all the Charges & Expences the Messenger shall be at in sum'oning him to attend the Service of this house.

The bill for raising the sum of Sixteen Thousand two Hundred & fifty eight Pounds eighteen Shill^s & one penny for defraying the Contingent charges of the Govern^t. for one year Com'encing the 29th Sept^r: 1724 & ending the 29th of Sept^r 1725 was brought from the Council read the third time & pass't with amendments.

May it please your Excell^{cy}:

The house having read & consider'd your Excell^{cy} message of yesterday concerning the Clandestine trade lately carryd on at Port royal. & two depositions laid before us by your Excellency about that affair. we are with Submission of opinion that this house cannot take any notice of such practises they not properly lying before us although we shall always as much as in us lyes, condemn all action to the disadvantage of his Majesty. And we apprehend such Clandestine trade cannot be prevented without appointing proper officers who are to see the Acts of trade & Navigation strictly pursu'd which we doubt not but Your Excellency will use your Interest to get appointed when you go to Great Britain

Tho^s Broughton Speak^r.

The house taking under consideration that Coll^o Robert Johnson & Mr Sam^l. Wragg Merchant in Great Brittain have been very Serviceable to this Province in endeavouring to get the Enumeration of Rice taken off, and the bounty again given on Pitch & Tarr and in several other negotiations tending to the benefit and advantage of this Province

Resolv'd

That the thanks of this house be given to the s^d Coll^o Johnson & Mr. Wragg for their assiduity in the Service of this province

Resolv'd

That this house will take care to make good all Such Engagements, as they have enterd into for the proportion of Carolina In endeavouring to obtain the bounty on Pitch and Tarr to be Continued, and the enumeration of rice to be taken off & that this resolution be sent to the s^d: Coll^o Johnson & Mr. Wragg by Coll^o Fenwicke a member of this house, and that the Concurrence of his Excell^{cy}: & his Maj^{es}: hono^{ble}: Council be desird thereto and that Mr Speaker do sign the same.

The house taking under Consideration an Extract of a Letter from Francis Yonge Esq^r. to his Excellency the Govern^r representing of what advantage the Swiss proposd to be sent hither may be to this Province

Resolv'd

That this house will subsist Six hundred Swiss when they come to settle amongst us, with necessary provisions after their arrival here & that this resolution be sent to his Excell^{cy}: the Govern^r & his Maj^{es}: hono^{ble}: Council for their Concurrence & that Mr Speaker do sign the same.

Resolv'd

That Coll^o John Fenwicke be directed to write to Francis Yonge Esq^r. to advise Mr Peter Purry, that it is the Opinion of this house, that the Savana river on acct of the great Quantiy of good land upon it & on many other Accounts is the Properest place in the Province for such a Number of People as he proposes to bring over to settle upon.

Mr: Whitaker & Maj^r Hext were directed to carry up the Resolutions concerning Coll^o Johnson & Mr Wragg & that Concerning the Swiss to his Excell^{cy}: the Govern^r & his Maj^{es} Council

The Comission^{rs} for Stamping & Exchangeing the money laid the following Acco^t before the house.

The Commissioners appointed to Exchange the paper Currency &c^a: take leave to Inform this hon^{ble} house.

That they paid Coll^o Parris Treasurer of the first bills they stamp to the Amount of.....£40000.. .. .

That they have deliverd Coll^o Parris at }
several times to exchange as $\tilde{\text{P}}$ his several }
receipts, the ball^a whereof remaining due for } 1509..17.. 6.
w^{ch}: they suppose he has old bills by him }

That there has be burn't at several times (viz^t)

.....May the 15 th	£7629.. .9.. 9.
.....June the 28 th .	7749.. .16.. 6.
.....Aug st . the 14 th .	9617.. .14.. 7½.
.....October the 3 ^d .	17742. 12.. 6
.....March the 12 th .	6305.. 15.. ..
.....June the 6 th .	4047.. 15.. ..
.....Septemb ^r the 10 th .	2045.. 12.. 6
.....Novemb ^r : the 24 th	10033.. 7.. 6
.....November the 26	1310.. 7.. 6

That they have still remaining by them (viz^t)

2546 Whole Impressions at 28/9	3659.. 17.. 6
4943 of 5/ ^s 7/6 & 6/3 bills at 18/9	4634.. 1.. 3.
205 bundles of 51 bills at 25/each	1281.. 5.. ..
172 d ^o of 6/3 billes at 25/each	1343.. 15.. ..
3 ditto of 7/6 d ^o	28.. 2.. 6
10 ditto of 10 ^s /d ^o	125..
125 odd 5 ^s / bills	31.. 5.. ..
140 odd 7/6 bills	52.. 10.. ..
321 d ^o . 10 ^s / bills	160.. 10.. ..
206 d ^o 6/3 bills	64.. 7.. 6.

£119373 .. 2.. 11½.

Errors Excepted

$\tilde{\text{P}}$ Will^m Dry

Henry Houser

Tho^s Hepworth./

On Motion, the question was put whether the bill for limiting the time for exchangeing the old bills, read the first time in this house and pass^t wth: Amendm^{ts}. shall be sent up to the Council

Carryed in the Negative

The house adjourn'd till 2 of the Clock in the afternoon

The house met according to adjournment.
 The house takeing under Consideration Mr Mellichamps bill for
 makeing salt the Question was put if Mr Mellichamp shall be
 allowd a Premium on Salt

Carryd in the Affirmative

Resolv'd

That the s^d: Mr Mellichamp have leave to bring in a Bill to
 give him a Premium upon salt.

The house adjourn'd till tomorrow Morn. 8 of the Clock.

Wednesday the 24th: of March 1724

The house met according to adjournment.

May it please Your Hon^{rs}:

The Com^{it}tee of this house who are appointed to settle the
 Treasurers Accounts & to report the state of the Currency, being
 willing to proceed in that affair during the recess of the As-
 sembly We desire to know if the Gent^t: of his Maj^{es}: Council will
 meet our Com^{it}tee during that time or if you will be Satisfyd
 with their going through the said Accounts & stateing the
 Currency.

Tho^s Broughton Spea^r:

The following message was brought from the Council together
 with a resolution, concerning the pulling down the house on the
 bay concurr'd & agreed to.

Mr Speaker & Gent^t.

We have Considerd your resolves of yesterday relateing to
 the Subsisting Six hundred Swiss and approve the same but
 propose that a Com^{it}tee of both houses. be appointed to adjust
 that affair

Council Chamber March 24th. 1724

Coll^o Bull }

Mr Skene }

Com^{it}t.

Fra: Nicholson

Will^m Bull & Cou.

Recom^{en}ded that it be im^{ed}iately done that an Account there-
 of may be sent by Mr. Guy.

In answer to your Message just now reciev'd relateing to the
 Settling the Treasurers Accounts, the Gent^t. of the Council can-
 not Attend during the recess but are Satisfyd that the Accounts
 be gone through & the Currency stated by the Com^{it}tee of
 your house.

Fra: Nicholson

Ar: Middleton P.

The Tax bill being compar'd in this house Mr Whitaker & Capt Sanders were directed to carry it up to the Council and to Compare the bills this day to be ratifyd in Council
Capt. Dry & Mr Cattle were directed to carry up the bill for empowering the Church Wardens of st Georges Parish to sell their Glebe & to purchase another./

John Lloyd Esq^r from the Comi^ttee appointed to confer wth the Council concerning the Swiss made the following report.

The Committee of this house appointed to Confer with the Comi^ttee of Council upon the message relateing to the Swiss Reports.

That the properest time for them to arrive in this Province is in the month of December or January that they may prepare the Ground for planting by March or April

That this Province subsist such of them as are not able to subsist themselves with necessary Provisions untill the 29th: of Septem^r following provided they do not exceed 600 in Number. and provided also they settle upon or near Port royal or Savana River

The above report agreed to and sent up.

Coll^o Herberts Proposals were taken under Consideration and agreed to & he consented to go to the Creeks. upon the Encouragement Provided for him in the Estimate.

Adjourn'd till 2 of the Clock in the Afternoon

The house met according to adjournment

The house being acquainted that Coll^o Palmer, who was return'd to serve as a Member for the Parish of St: Bartholomews, waited without he was sent for into the house, and ask't if he would quallifie himself as a Member, he declared he would, & Mr: Whitaker & Capt Sanders were orderd to go wth: him to his Excellency, the Govern^r & his Maj^{es}: Council in order to take the state Oaths and the s^d: Gen^t: being return'd, the house was acquainted that Coll^o Palmer had taken the State Oaths: and Mr Whitaker being directed to administer the oath of Qualification the s^d: Coll^o Palmer took his place in the house.

The house being requir'd to attend his Excell^{cy} in the Council chamber immediately, to ratifie the Speaker & the whole house waited on the Govern^r in order to ratifie.

The Speaker & the whole house return'd

On Motion made that the house would take under Consideration whither it be necessary to appoint an Agent to transact the affairs of this Province in Great Brittain

The Question was put if the house would enter upon the Debate of an Agent Carryd in Affirm^a.

The Question was then put whether the house is of opinion that an Agent is necessary to be appointed at this Time

Carryd in the Affirm^a

Resolv'd that Francis Yonge Esq^r late Agent to this Province shall be the Agent to transact the affairs of this Province in Great Brittain, at the allowance of Two hundred Pounds sterl [£] Annum—to com'ence from the 25th Instant

Resolv'd

That Francis Yonge Esq^r be paid One hundred pounds Ster: for his Services in Great Brittain since he was last paid and that the Sallary & the Extraordinary allowance be paid out of the Money rec'd on Accot of Fort King George now in the hands of Kingsmil Eyre Esq^r. and that these resolutions be sent to his Excell^{cy} the Govern^r and his Maj^{es}. Council for their Concurrence & that M^r Speaker do sign the same

The Report of the Com'ittee on the Swiss, & the above resolution, concerning the Agent sent up by Maj^r Tho^s: Hepworth & Maj^r Alex^a Hext.

Resolv'd

That Coll^o John Fenwick, Cap^t Will^m Dry, Maj^r. Tho^s: Hepworth, M^r Eleazer Allen & Benjamin Whitaker Esq^r. or any three of them be a Com'ittee to correspond wth: Francis Yonge Esq^r now appointed Agent to transact the affairs of this Province in Great Brittain

May it please your hon^{rs}.

This house has appointed Coll^o John Fenwicke Cap^t William Dry Maj^r. Tho^s: Hepworth M^r. Eleazer Allen & Benjamin Whitaker Esq^r or any three of them to be a Com'ittee to Correspond with Francis Yonge Esq^r. now appointed agent to transact the Affairs of this Province in Great Brittain; We desire your hon^{rs}: will appoint some Gen^{tn} of his Maj^{es}: Council to Join the said Com'ittee

The resolutions concerning the Agent, and the report of the Com'ittee on the Swiss were sent down from the Council, read Considered & approved of.

The above message sent up by Mr Barton & Mr Mairant
The following order was sent up to his Maj^{es}: Council by Mr
Whitaker & Coll^o Hall.

£24.10 In the Com^{ons} house of Assembly March 24th. 1724
Orderd

That Alexander Parris Esq^r Treasurer do pay out of the
Publick Treasury unto John Brown Messenger of this house the
Sum of Twenty four Pounds ten Shill^s for necessary charges &
Expences in sum^{oning} Coll^o Palmer to attend the Service of
this house who was returnd as a Member thereof, the s^d Coll^o
Palmer having declared he had no notice of his Election, and
that this Order be sent to his Excell^{cy} & his Maj^{es} Council for
their Concurrence & that Mr Speaker do sign the same.

Tho^s Broughton Speak^r

The following Message was brought down from the Councill
Mr Speaker & Genⁿ.

In Answer to your Message just now reciev^d concerning a
Com^{ittee} of Correspondence We approve of the same & appoint
the hon^{ble} Ralph Izard & Will^m: Bull Esq^{rs}. to be a Com^{ittee} of
this house to join them. And as to the Order for the Messengers
charge in summoning L^t Coll^o Palmer We cannot consent thereto
Council Chamber March 24. 1724

Ar. Middleton P.

Coll^o John Fenwicke Coll^o. Arthur Hall & Mr Nichols were
appointed a Com^{ittee} to Confer wth: his Maj^{es}. Council on the
above Message
Orderd

That Alex^a Parris Treasurer do pay out of the Publick Treas-
ury unto Mr John Brown Messenger of this house the Sum of
Sixty three Pounds two Shill^s & Six pence, in full of his acco^t
to this day & that the s^d Treasurer do recieve & discount this
order in the Ensuing Tax that it be sent to his Excell^{cy} the
Govern^r & his Maj^{es}. Council for their Concurrence, & Mr Speaker
do sign the Same

Tho^s: Broughton Speak^r

To be paid out of the Article of
£500 provided for the Clerk & Messenger.

The above order sent up by Coll^o: Hall & Maj^r Hext

The house adjourn^d until tuesday the Sixth day of April two
of the Clock in the afternoon they having his Excellencys leave
for so doing——

Tuesday the 6th day of April 1725——

The following Gent^t: met according to the last adjournmt.

Viz ^t	Coll ^o John Fenwicke	Coll ^o George Chicken
	John Lloyd Esq ^r	Mr Sam ^l : Eveleigh
	Mr Tho ^s : Heyward	Mr Tho ^s Barton
	Cap ^t W ^m . Sanders	Mr Tho ^s Hepworth
	Mr Eleazer Allen	

The Speaker not being present Coll^o Chicken was chose Chair-man who took the Chair & adjourn'd the house till tomorrow morning 8 of the clock.

Wednesday the 7th: of Apr^l: 1725

The house met according to adjournment

The bill to Revive & Continue the several Acts therein Mentiond was laid before the house by Maj^r Thomas Hepworth from the Com^{it}tee to draw the s^d Bill

Coll^o John Fenwicke from the Com^{it}tee appointed to draw the bill, for the better Regulation of the Indian trade, acquainted the house that he had prepar'd the same, w^{ch}: he presented to the house & the same was read a first time & pass^t wth: Amendments.

The bill to revive & Continue the Several Acts therin mencond was read the first time & passt wth Amendments.

The two foregoing Bills sent up by Benj^a: Whitaker Esq^r and Mr Henry Nichols

The Com^{it}tee of this house appointed to state the Currency of this Province desireing to know the sence of the house, whether the Money now remaining in the hands of the Com^{is}sion^{rs}. in order to Exchange old bills is & shall be deem'd part of the Currency of this Province

The Question was put whether the Money, now remaining in order to Exchange old bills in the hands of the Com^{is}sion^{rs} appointed to Stamp the new bills & Exchange the old is and shall be deemd Part of the Currency of this Province.

Resolv'd in the Affirmative Nemine Contradicente./

The house adjourn'd till 2 of the Clock in the Afternoon

The house met according to adjournmt

The follo: Message was brought from his Excell^{cy}
Mr Speaker & Gent.

His Maj^{cs}: hono^{ble}: Council & myself have dispatcht Maj^r Durham Cap^t & Com^{and}r in Chief & Mr: Arthur Forster Lein^t.

of Fort Moore, & orderd them to wait on your house to shew you their Com'issions & Instructions & receive your Com'ands, & I recom'end it to you to dispatch them to their Com'ands wth all Expedition in order that they may send an Account of the State of the Garrison in all respects if Possible before the end of this sessions which I hope in God will be the latter end of the next week or the beginning of the following one because the Court of Sessions is to sit on the Wednesday following.

It is now I think the Principal time of the planting and therefore will require your being at your Plantations for promoteing of which Nothing (God willing) shall be wanting that lies in the power of

Council Chamber Apr^l. 7th 1725

Fra: Nicholson

Motion being made that the house would take under Consideration, the best & most effectual Method to bring over white People to settle in this Province. The following Com'ittee were appointed for that purpose (viz^t.) Coll^o John Fenwicke, M^r William Cattle Cap^t Jacob Bond M^r: Sam^l: Eveleigh, M^r Eleazer Allen, and the said Com'ittee had in Charge to report their Opinion concerning the preventing People running from this Province

Cap^t William Dry one of the members for Goosecreek pray'd leave to bring in a bill for settling a fair & Markets in the parish of St Jame's's Goosecreek and the Question was put if leave should be given to bring in a bill accordingly

Carryd in the affirmative

He then laid the s^d: bill before the house.

On Motion made for leave to bring in a bill to Establish a fair at Charles Town the Question was put thereupon

Carryd in the Negative

M^r Eleazer Allen from the Committee appointed to Consider the best Method for bringing over white people made the following Report.

The Committee appointed to Consider on ways & Means for bringing white Servants into this Province do report as follows—

That they concieve that the properest Method for that purpose will be to oblige the Several Inhabitants owners of Land & Slaves to the following particulars.

First that every person possessing ten Negroes or other taxable Slaves be obligd to hire one white Servant Man or boy of a

proper age to be & reside upon the Plantation or Tract of Land where Such Negroes or slaves are employd & so in proportion to a larger Number so possess't

That all proper Encouragem^t: be given to any Merchant, Masters of Ships or others, who will under take to import such white Servants

3^d: That all persons who shall neglect or refuse to purchase or provide such white Servants as aforesaid be liable to such Penalty as this house shall think fitt to be appropriated to bearing the Charges of Importing such Servants as aforesaid.

4^{thly}: That the Enquirors or Collectors do take an Account of Such Persons in their Several Parishes, who shall so refuse or Neglect & return the same to a proper Person appointed for that purpose.

That leave be given to bring in a bill for those purposes. That all persons intending for N^o: Carolina or elsewhere not in this Govern^t. either in boat or Canoe or any other vessel, be obligd to put up his or their name, and take out his or their Lycence as in other Cases.

That if any person be taken up by any justice of the Peace or other without such lycence be deemd as a person running off the Province in Debt, and be Secur'd accordingly and the apprehender be rewarded.

That such Person so apprehended & brought back be sent up to the Garrisons: & the reward paid out of the first money that shall arise by his Wages.

That any Person aiding & assisting any such persons in their Escape by any means whatsoever, shall forfeit such a Sum as this house shall think fitt.

The house adjourn'd till tomorrow morning 8 of the Clock

Thursday the 8th: day of Apr^l: 1725

The house met according to adjournm^t.

The report made yesterday concerning the bringing over white Servants was read & leave given to bring in a bill agreeable to the said Report.

Mr. Eleazer Allen from the Com^{it}tee appointed to bring in a bill to oblige the Owners of Front lotts to build up their walls laid the same before the house & it being read it was recom^{it}ted.

Cap^t Richard Smith, waiting without & being returnd to serve, for the Parish of Prince George. The messenger was directed to give him orders forthwith to attend the house. & he being admitted in^e he was ask't if he would quallifie as a Member of this house for the s^d Parish & declaring he would Cap^t Fitch & Cap^t Raven were orderd to go with him to his Excell^{cy} the Govern^r: in order to take the state oaths and those Gent^s being returnd, they acquainted the house that M^r Smith had taken the State Oaths., & he being again admitted in Benj^a: Whitaker Esq^r was appointed to administer the Oath of Qualification, and the s^d M^r Smith having taken the s^d Oath he took his Place in the house.

The bill for regulateing of the Indian Trade &c^a, was read a Second time and pass^t wth: Amendm^{ts}.

On Motion Made the Question was put if Cap^t Richard Smith should pay the Charges of Sum'oning him to attend the Service of this house

Carryd in the Negative

The bill to revive & Continue the several act therein Mentiond Was read the Second time & pass^t with Amendments.

The following Gent^l, were appointed a Com^{it}tee to draw Instructions to Coll^o John Herbert, Coll^o George Chicken, Walter Izard Esq^r Cap^t William Dry and Cap^t Richard Smith

The house adjourn'd till 2 of the Clock in the afternoon

The house met according to adjournm^t

Orderd that the following message be sent to his Maj^{es} Council May it please y^r hon^{rs}.

This house has appointed the following Gent^{tn}: to be a Com^{it}tee to draw Instructions to Coll^o John Herbert viz^t Coll^o George Chicken Walter Izard Esq^r Cap^t: W^m.. Dry & Cap^t Richard Smith & we desire your hon^r would be please to appoint a Com^{it}tee of his Maj^{es}: Council to meet our Com^{it}tee on that affair

Resolv'd

That Maj^r David Durham Com^{ander} of the Savanna Garrison do take the best method he can to get into his Possession all the horses belonging to the publick now in the Settlements and that he cause them to be sent to the Savanna Garrison and kept there for the use of the Publick

The above message & the reviving bill sent up by Coll^o Fenwicke & Maj^r Hall.

Cap^t Tobias Fitch laid before the house. an order of two Justices & free holders for paying M^r Roger Sanders the sum of one hundred Pounds for a Negro killd then being run away. and Motion being made that Coll^o Parris should be sent for. he attended the house & being askt why he had not paid the said order. he informd the house that the Law's being ambiguous he did not knô if the s^d: Order was a sufficient Authority for him to pay the s^d Money and being order'd to withdraw the following order was directed to be drawn
Order'd

That Alexand^r Parris Esq^r- Treasurer do pay out of the five hundred Pounds formerly raisd, and appropriated for Payment of five Negroes. killd by the Authority of former negro Acts unto M^r Roger Sanders for a Negro man killd in taking who was run away From the s^d Roger Sanders. & had robbd several People. the Sum of One hundred Pounds, and that this order be sent to his Excell^{cy} the Govern^r: & his Maj^{es} hon^{ble}: Council for their Concurrence and that M^r Speaker do sign the same

Thos. Broughton Speak^r

The Indian tradeing bill & the reviveing bill was brought down from his Maj^{es}. Council read in Council a Second time & passd with Amendm^{ts}: as also the Petition of Charlesworth Glover & Petition of S^t Bartholomews Parish about a Ferry

John Loyd Esq^r. from the Com^{it}tee appointed to take under Consideration the State of the Currency made the following report

The Com^{it}tee upon the State of the Currency report.

That they find the paper bills now subsisting amount to £100585.. - - - w^{ch} according to the Course of Exchange is in vallue £14000.. -

That the Trade of this Province is computed to be about £100'000 Ster by w^{ch} it appears that our present Currency is but one Seventh part of the Amount of our Trade.

The Com^{it}tee are therefore of opinion that there is an absolute necessity to preserve the present amount of Bills viz^t £100585 and in Order thereto a full representation be drawn & sent to his Majesty with the strongest reasons w^{ch}: can be given to induce his Majesty to permit the same & humbly to pray that the

general Assembly may have leave to pass a law for Establishing the s^d: Sum. of £100⁵85 without any addition or Diminution thereto.

The house having read & Considerd the above report, agreed to the same & Directed the following message to be drawn
May it please your honours.

This house having read & Considerd the report of the Com^{it}tee on the state of the Currency do agree to every Part thereof.

Tho^s Broughton Speak^r

Coll^o John Herbert from the Com^{it}tee appointed to State the Acco^{ts}. of the Church Com^{is}sion^{rs}: made the following report.

The report of a Committee appointed to enquire into the acco^{ts}. of the Church Com^{is}sion^{rs}.

The Com^{it}tee having made some progress in Examining the Accounts of the late W^m: Gibbon Esq^r Treasurer of the Moneys appropriated towards finishing the new Brick Church in Charles Town. they could not go through the same by reason of a Bundle of Vouchers being mislaid & not yet to be found by M^r John Caywgod his Adminis^{tr}:

The Church Com^{is}sion^{rs} Inform'd the Com^{it}tee that on the first of January last they settled the Church Accounts and there was then on a ball^a: in the hands of the s^d M^r. Gibbon due to the s^d Church the Sum of Thirty Pounds, ten Shill^s & Six pence and that they had Vouchers then produc^t to them for the whole accounts except Such as have been shewn this Com^{it}tee. & two pounds & five shill^s chargd as paid to M^r Dews & Three Pounds for a barr^d of Pitch w^{ch} M^r Gibbon offerd in his lifetime to make oath he had paid

The Com^{it}tee farther report that the Church Com^{is}sioners informd them that they were ready to make oath to the Vouchers now missing if requir'd

The Com^{it}tee observe that in the last sitting M^r Gibbons Accounts, a Voucher was wanting for Fifteen Pounds w^{ch}. he Chargd as p^d: to M^r Benja^a Dennis w^{ch}. has been now product to this Com^{it}tee so that there was due on the first of Janu. last from M^r Gibbon only the Sum of Fifteen Pounds ten shill^s & Six pence farthing

The house having read & fully Considered the above report agreed to the Same.

On Motion that a bill be brought in for Establishing an Agent in Great Britain. Orderd that the Com^{it}tee of Correspondence do prepare & bring in the s^d: Bill

John Loyd Esq^r. reading to the house an Extract of the Journal of Alexand^r Long. The house Considering that the s^d Long had been at considerable Expence in during the time he Compild the s^d. Journal

The Question was put if the s^d Long shall be paid for his Trouble of Compiling the s^d Journall the Sum of Twenty five Pounds

Carried in the affirm^a

The house adjourn'd till 7 oClock tomorrow Morning.

Fryday the 9th: day of April 1725.

The house met according to adjournment

The Bill for appointing an Agent to sollicite the Affairs of this Province in Great Britain was laid before the house according to Order. & was read a first time & past wth: Amendments.

The reviveing Bill was read a third time & past wth Amendments

The report of the Com^{it}tee of the Council was brought down from the Council, read approv'd & agreed to.

The bill for the better regulation of the Indian Trade was read the third time & past wth: Amendm^{ts}.

The Petition of the Inhabitants of Pon Pon praying that they may be allowd about 6 Scout men that they may have a ferry and that Money may be appropriated for building their Church. was read & referrd to the Com^{it}tee of Petitions & Accounts, as also one other Petition of the Inhabitants living on the west side of Pon Pon river

The Indian Tradeing bill, reviveing bill, & bill for appointing an Agent together wth: the order for £100... were sent up by M^r Cattle and Cap^t Tobias Fitch

The foll^o. Message was brought from his Maj^{es}. Council M^r Speaker & Gent.

On our perusing the report of the Com^{it}tee on Indian Affairs We find they were of opinion that encouragem^t should be given to any Person or Persons, that would build a fort on the Forks. w^{ch}: we find om^{it}ted in the Indian Tradeing Bill. As we think

that it would be of great Service to this Governmt in Case of a rupture wth the Creeks, so would have added it to the s^d Bill. But we understand that your house was preparing a Separate bill for that Purpose w^{ch}: if ready we desire you would dispatch it the One Depending on the other

We want to peruse the Two draughts of Wignaw & Cape fear Rivers &c^a. & desire you will let us have them returnd.

To which the following Message was drawn

May it Please your hon^{rs}.

In Answer to your message just now reciev^d relateing to the Fort to be built at the Forks. at the Allatamaha River, It is our Opinion that the building a Fort at that place is a private concern & a bill for that purpose would be a private bill, Therefore we are of Opinion that no such bill should be brought in untill some Person or Persons apply's for the same. & lays his Proposals before the General Assembly, And when such Proposals are laid before us We Shall readily give Such Encouragem^t. as has been already settled and agreed upon by the Com[']tee on Indian Affairs.

Tho^s Broughton Speak^r—

Orderd

That Alex^a Parris Esq^r Treasurer do pay out of the Publick Treasury of this Province unto John Salton for his Trouble of surveying the harbour & sounding the Channel of Wignaw & Cape Fear & makeing draughts thereof, the Sum of One hundred Pounds & that this Order be sent to his Excell^{cy}: the Govern^r & his Maj^{es}. hon^{ble} Council for their Concurrence & that the Speaker do sign the same

Tho^s Broughton Speak^r.

The above Message sent up by Benj^a Whitaker Esq^r and Cap^t Henry Nichols

The reviveing bill brought down from the Council read the third time & passt wth: Amendm^{ts}:

A Bill for appointing an Agent brought also from the Council read the first time & passt wth: Amendm^{ts}. together with an Order to Mr Roger Sanders for £100.

Cap^t Glovers Petition in behalf of Lochland McGilvray was read & referd to a Com[']tee of Petitions.

The following Message was brought down

Mr Speaker & Gent

In Answer to your message just now reciev'd in relation to a Fort at the Forks We are still of opinion that it is a Publick concern and therefore desire a Conference thereon im'diately and that a Committee of your house be appointed to join a Committee of this house.

Ar Middleton

April 9th. 1725

John Loyd, Benja: Whitaker & Walter Izard Esqr. were appointed a Com'ttee to meet the Com'ttee of his Maj^{es} Council on the above Message,

Adjourn'd till 2 of the Clock in the afternoon

The house met according to adjournm^t.

The Bill for preventing the Seas further Encroachm^{ts}. upon the wharf or Street com'only call'd the bay, in Charles Town & for the Expeditious repairing & finishing the Front Wall thereof was laid before the house and read the first time & past wth: Amendments.

May it please your Excell^{cy} & Hon^{rs}.

This house having taken under Consideration the report of a Com'ttee of this house who were directed to Examine several workmen who had Survey'd the Steeple on the new Church in Charlestown & finding several things recom'ended in & by the s^d report w^{ch}: we are of opinion will be highly beneficial to that Fabrick, we have agreed to it & desire the Concurrence of your Excell^{cy}: & hon^{rs}: with us thereupon & that directions may be given to the Com'ission^{rs}. to put in Execution the Several parts of the said report.

Maj^r. Thomas Hepworth was directed to bring in a bill to empower the Com'ission^{rs}. for building the Brick Church in Charlestown to run out & Purchase a Church yard in Charles Town

The Above Message & the report of the Com'ttee appointed to examine the Workmen who veiwd the Steeple. of the New Church in Charlestown were sent up by Mr Allen & Mr Hume.

The following report was made from the Com'ttee of Petitions and Accounts by Mr. William Rhett.

The humble address of the Inhabitants on the West side of Pon Pon River setting forth the Inconveniences they lye under for want of a Ferry on that River & pray that a publick Ferry

may be settled at the Plantation of Mr John Parker on the s^d River.

The Petition of the Inhabitants of S^t Bartholomews Parish setting forth that there has been money given by the Publick for building A Church in the s^d Parish; and for a Bridge over horse shoe Creek, and that there has never any been apply'd to those uses; and that, that Parish being an out Settlement the Inhabitants are much harras't by being obligd to go on Scout-ing when they apprehend Danger from the Indians——& that there being neither Bridge nor Ferry on Pon Pon river the Settlem^{ts}. on the further side thereof will be in imēdiate danger should an Indian War happen.

The Com'ittee carefully examind into the facts of the Petitions & are of opinion there is an absolute necessity a Ferry should be establishd on Pon Pon river and that the most proper place for such a Ferry be at the Plantation of Mr. Wrixam w^{ch} the Com'ittee are informd is about midway between the two places proposd & are of opinion that leave be given to bring in a bill for fixing the same accordingly.

The Com'ittee are informd that the Moneys given by the publick for building a Church in S^t Bartholomews Parish and building a bridge over the horse shoe creek. is in Coll^o Jn^o Woodwards hands, who not being in Town the Com'ittee can only recommend that he be directed to give an Account thereof to this house.

That as the Estimate for the ensuing year is clos'd & the tax law pass't the Committee are of opinion that no provision can be made this year for Scouts or Rangers on the out Settlem^{ts} of S^t. Bartholomews Parish if this hon^{ble}. house should judge them necessary and as that part of this Province is well coverd by the Palachucola Garrison the Com'ittee hope there will be no necessity this year for Scouts or rangers in those parts.

The Petition of Charlesworth Glover in behalf of Lothland Mcgilbray setting forth a Misfortune w^{ch}. befell the s^d Mc-Gilbray in having his cloths burn't wth. Thirty Pounds in Bills as he was going express to the Savana Garrison

The Committee can no ways think that the Publick should Bear his loss. since they believe this Misfortune proceeded chiefly from carelessness and therefore are of opinion the s^d Petition be rejected

Apr^l. 9th. 1725.

The house reading & considering that part of the above report w^{ch}. relates to the Scouts The Question was put whither the Garrison at the Pallachucola fort shall be reduc't to a Com'ander & ten men

Carryd in the Affirmative

The Question was then put whether there should be seven men under the Com'and of an officer having Lieutenants pay. constantly employd to Scout and range, round the back settlements at Ponpon under the Command of a Field officer

Carryd in the Affirmative

May it please your Excell^{cy} & y^r Hon^{rs}.

The house considering the Petition of several of the Inhabitants on Ponpon river are of opinion that they highly deserve the Care and consideration of the general Assembly. therefore we have resolvd that the Pallachucola Garrison shall be reduct to a Com'ander & ten men and that there be constantly employd to scout & range round the back settlemt^s on Pon Pon River. Seven men under the com'and of a Lieutenant & to be under the Directions of a Field officer. and we desire y^r Excellency & your hon^{rs}. will agree with us in this Expedient for the safety & preservation of that exposd part of the Province. & we humbly propose that the Lieut. of the Pallachucola Garrison may have the Com'and of the Scouts and rangers. & if he refuses that the person may be appointed by the Field officer who is to have the Direction of them

Thos Broughton Speak^r

The two following messages were brought down together with y^e Bill to oblige the owners of Front Lotts; to build up their walls. read in Council the first time & passt with Amendments.

Hon^{ble} Gent.

I am very glad that you have drawn a bill for securing the Front of the Town from Incursions of the Sea & in my opinion one of the best ways of doing it will be to have all the ballast brought to it and I recommend to you that the old Market, a Com'on nuisance to The broad street be pulld down. and a New Market for Flesh be built on one side of the watch house and another for the fish on the other side to range with it w^{ch}. if you agree to. I will give Fifteen Pounds towards the

charge thereof and that the Cage Pillory and Stocks be removd to some other & more proper place

Council chamber Apr^l: 9th 1725./

Fra Nicholson

Mr. Speaker & Gent.

We think it proper that there be a Conference on the Indian tradeing act. and therefore desire you to appoint a Com^{it}tee of your house to join a Com^{it}tee of ours for that purpose as soon as may be.

Council Chamber Apr^l 9th 1725/

Ar: Middleton

Coll^o Geo: Chicken Coll^o John Fenwicke & Mr Sam^l Eveleigh were appointed a Com^{it}tee to join a Committee of the Council to Confer on the Indian trading Act

Mr Parker & Coll^o Palmer were appointed a Committee to bring in a bill to settle a ferry on Pon Pon river

The house adjourn'd till 8 a Clock in the forenoon

Saturday the 10th day of Aprill 1725.

The house met according to adjournment.

Resolv'd

That the Vestry of St Phillips Charles Town shall be and they are hereby empower'd to sell & dispose of the Materials of the old Church in Charlestown to the best bidder and the money reciev'd for the same shall be apply'd to the use of the new Brick Church in Charlestown and that this Resolution be sent to his Excell^{cy} the Govern^r and his Maj^{es} hon^{ble}. Council for their Concurrence & that Mr Speaker do sign the same.

The bill for appointing an Agent to transact the affairs of this Province was read the Second time & passt with Amendments.

Resolv'd

That the Com^{it}tee of Correspondence do insert in the Instruction to Francis Yonge Esq^r. Agent for this Province in Great Brittain that he strenuously sollicite to get Wignaw made a port of Entry and that officers be appointed there as soon as possible and at Port Royal./

A Bill for Building & Erecting a fort at the Forks of Allata-maha, was brought from the Council read & passt the first time wth Amendm^{ts}: together wth. the Petition of St James Goosecreek & the Message of yesterday concerning the Palachucola Fort & Scouts agreed to in Council

The bill for obligeing the owners of the Front Lotts in Charles Town to build their Front wall was read the Second time & passt with Amendm^{ts}: The above bill & the Agent bill sent up by Coll^o Fenwicke & Coll^o Chicken

Mr. W^m: Rhett laid before the house a Bill for the Encouragem^t of Makeing salt &c^a:

Cap^t Richard Smith laid before the house for vesting the sole right of holding & keeping a Ferry over black River &c^a in Alexander Montgomery

Mr Parker laid before the house a bill for establishing a ferry from the Plantation of James Wrixam Dec'd cross ponpon River

Maj^r Tho^s: Hepworth laid before the house a Bill to empower the Com^{missioners} of the new Church in Charles Town &c^a to purchase Lotts in the s^d Town for a Church yard.

The house reading a Letter from Mr. William Waties wherein he sets forth that the distance of his habitation from Town and his private affairs will not suffer him to quallifie himself as a Member of this house & prays to be excus'd for not giving earlier notice thereof

Resolvd

That the Excuse of the s^d William Waties be reciev'd and that his Excell^{cy}: be desird to Issue out a Writt for Electing another Member for S^t James Santee in the room of the s^d Mr. Waties

The house adjourn'd till monday morn: 10 of the Clock

Monday the 12th. day of April 1725

The house met according to ajournment

The Bill for the Encouragem^t of makeing of Salt

The Bill for vesting a ferry over black river in Alex^r Montgomery.

The Bill for Establishing a Ferry from the Plant^a. of James Wrixham &c^a.

The Bill to empower the Com^{missioners} of the new Brick Church to purchase Lotts for a Church yard.

The Bill for building & establishing a Fort & Garrison at the Fork of Allatamaha. were Severally read the first time & past wth: Amendm^{ts}.

The Bill for vesting the sole right of makeing salt in W^m Mellichamp his heirs & Assignes for fourteen years was read a second time & passt wth Amendments.

The foregoing Bills were sent up to his Maj^{es} Council by Cap^t Dry & Mr Parker.

The Petition of the Inhabitants of the upper part of the Parish of St. James's Goosetree, was read setting forth the hardships of makeing a new road, w^{ch} they are directed to do by the Com^{is}sioners of the high ways.

Orderd

That a Clause be added to the bill for establishing a a Ferry over Pon Pon river to exempt the s^d Inhabitants from makeing a new road to the Chappel of Ease Goosecreek & to William Smiths Plantation

The house adjourn'd till 2 aClock afternoon

The house met according to adjournment

The bill for appointing an Agent to sollicite the affairs of this Province in Great Brittain was read a third time and past wth Amendm^{ts}:

The bill for preventing the seas farther encroachment upon the wharf or street com^{only} call'd the bay in Charlestown & c^a was read the third time & passt wth Amendments.

The foregoing bill & the resolution concerning the selling the Materials of the old church in Charlestown was sent up by Mr Rhett & Mr Heyward

The house adjourn'd till tomorrow Morn: 8 of the Clock

Tuesday the 13th day of April 1725.

The house met according to adjournment

The following report was made from the Com^{it}tee appointed to veiw the Armory.

The Report of a Com^{it}tee appointed to veiw the Armory under the Care of Cap^t Thomas Loyd Com^{an}der of the Fortifications in Charles Town

In the Armory we find.

771 Muskets in Good order

81 Ditto out of repair but most of them want very little mending

- 231 Pistols in good order
- 6 D^o out of order.
- 962 Cartouch boxes & belts most of them want covers.
- 4 Blunderbusses in good order
- 2 Harquebusses one wanting a Lock.
- 149 bayonets
- 10 Lanthorns.
- 27 quire of Catridge paper
- half a Barr^l of Flints
- 2 long bullet Moulds
- 1 Large Iron claw hammer.
- about 2 hundred w^t of Match

Mr Loyd renders an Account of what he hath deliverd out by Order of His Excell^{cy} the Govern^r as foll^{os} viz^t [Account not entered.]

Order'd That Alexand^r: Parris Esq^r: Treasurer do pay out of the Publick Treasury of this Province unto Alexand^r: Long for his pains & Trouble of a Journal of his Travels amongst y^e: Indians the Sum of Seventy five pounds and that this order be sent to his Excellency the Governour & his Maj^{ties}: Council for their Concurrence & that M^r: Speaker do sign the same.

On the motion of Coll^o: Jn^o: Palmer the following message was sent to his Excell^y: the Governour

May it please y^r: Excell^y:

Coll^o: Woodward & Coll^o: Palmer having Represented to this house that there was not any Shott for the Great Guns at Port Royall We desire y^r: Excell^y: will be pleas^d to Order a Sufficient Number of Sizeable Shott for the said Guns & some Muskett Shott for their Small Arms.

The following Bills were brought from his Majesties Council
The Bill for building the front Wall

The Bill for appointing an Agent

The Bill for Regulating the Indian Trade

read in Council the third time & past wth: amendments & they were order'd to be engrossed,

Also a Bill for Establishing a Ferry from the Plantation of James Wixam Deceas'd

The Bill to Impower the Comiss^{rs}: of the new Brick church in Charles Town

The Bill for Vesting the Sole Right of holding & keeping a Ferry over black River which these Bills were read in Council the first time & past with Amendments.

The Bill for Vesting the Sole Right of making Salt in this Province in W^m: Millichamp &c^a.

The Bill for building a Fort at the Forks at Alatomaha

Both w^{ch}: Bills were read in Council the second time & past with Amendments and wth: the aforesaid Bills was brought the following Message with the Petition of Alexand^r: Long.

Mr: Speaker & Gentⁿ: of the Com^{on} house of Assembly

Hon^{ble}: Gentⁿ:

With this you have the Petition of Alex^r: Long which is recommended to the Consideration and it is proposed y^t: he may go for Great Britain in order to give the R^t: Hon^{ble}: y^e Lords Comiss^{rs}: of Trade and Plantation a Verball Account of his Journal which if you agree to Tis propos'd that you write a Letter to the Lords Concerning him & that their Lordships be desired to dispatch him as soon as possible to ease the Country of maintaining him there longer than necessary.

His passage for England shall be given him in y^e: Cleveland & what shall be agreed upon to be given him 3^d: day whilst in Great Britain if you desire it shall (God willing) be advanced him by——

Council Chamber

F Nicholson

April the 13th: 1725

The following Message was also brought with a draught of Port Royall Harbour & a Muster Roll of the Scout Boats &c^a.

Mr: Speaker & Gentⁿ: of the Com^{ons} house of Assembly

Hon^{ble}: Gentⁿ:

The Hon^{ble}: Cap^t: Geo: Ansin Comand^r: of his Majest^{ies}: Ship Scarborough was so kind as to send his Boat to Port Royall with his Master wth: whom went the Hon^{ble}: W^m: Saxby Esq^r: and W^m: Hammerton Esq^r: and Therewith send you the draught of that Harbour and I recomend the said Master & boats crew to your Consideration of a suitable reward for their trouble, only Twelve pounds to the master and Twelve pounds to his men having been given by

Council Chamber

F: Nicholson

Aprill the 13th: 1727¹

The house adjourn'd till 2 of the Clock in the afternoon

¹Incorrectly recorded as 1727. It should have been 1725.

The house mett according to adjournment

The Bill for Vesting the Sole Right of holding & keeping a Ferry over black River.

The Bill for Establishing a Ferry from the Plantation of Ja's: W deceas'd in Colleton County a Cross Pon Pon River &c: were read the second time & past wth: amendments.

The following Message was brought from the Council together with the Bill for the Encouragement of makeing Salt

M^r: Speaker & Gentⁿ: of the Com^{ons} house of assembly

Hon^{ble}: Gentⁿ:

I take it a duty every way Incumbent upon me to appoint Thursday the 15th: Instant as a day of Thanksgiving to Almighty God to be kept by the General Assembly, for the good Account We have receivd from home of the happy agreem^t: betwixt his most Sacred Majesty & the Parliament y^e: continued prospect of a lasting peace & the Traquility of Great Britain in General as appears by his Majesties most Gracious Speech from the throne and the Address of the R^t: Hon^{ble}: the Lords & the Comons as also in a particular manner for the Prosperity of this his Majesties Province the and happy Agreement of the General Assembly who have shew'n this Sessions, how much they have at heart the real good & welfare of the Province & promoting those two Inseperables his Majesty's Intrest and Service and that of this his Colony which as it heitherto been so in shall alway's (God willing) be continued by.

Council Chamber

F Nicholson

April the 13th: 1725

On Reading the Petition of John Bull setting forth that he bought a Negro for an Orphan not knowing the duty of £50:0:0 was to be paid to the Publick for Negroe that the s^d: Negroe was Seized by the Waiters, that he hath since paid £80:0:0 to the said Waiters & that the dutys for the said Negroe is paid to the Treas^r: that he hath enter'd into Bond to pay one half of the Value of the said Negro and praying that that part of the Seizure which belongs to the Publick may be forgiven.

Resolv'd That the Publick Treas^r: do forthwith deliver up to the said Jn^o: Bull his Bond so enter'd into as aforesaid to be Cancelled and that the forfeiture of one half of the value of the said Negroe be remitted & forgiven & that this Resolution be

sent to his Excell^y: the Governour and his Majesties Council for their Concurrence & that M^r: Speaker do sign the same

The Bill for Empowering the Comiss^{rs}: for building the Church in Charles Town to purchase a Church yard was read a second time & past wth: amendments w^{ch}: Bill together with the Bill vesting a Ferry in Ellexandr^t: Montgomery & the Bill for Establishing a Ferry over Pon Pon were sent up by Maj^r Hepworth & Cap^t Saunders

The house Adjourn'd 'til tomorrow morning 8 of the Clock

Wednesday the 14th: of April 1725

The house mett according to adjournment

May it please y^r Excell^y:

The house having taken under Consideration y^r: Excell^{ys}: Message yesterday relating to Long take leave to acquaint you that his Journal has been extracted and layd before the house and not finding that there is any thing therein which can be anyways Serviceable to this Province We are humbly of Opinion that it will not be worth our while to Subsist Long in England to give the account of his Travels to any of the boards in Great Britain even if they could be depended upon the matters therein Contained being of so little Consequence, but we are highly obliged to y^r: Excell^c: for your kind Offer of being Serviceable to this Province in y^t: respect

May it please y^r: Excell^y:

Your Excell^{ys}: Message of Yesterday wherein you Signify your Pleasure of appointing to morrow for a day of Thanksgiving for the many good & just reasons you are pleas'd to give confirms us in our Opinion of y^r: Excell^{ys}: Piety & goodness Steady Loyalty to his Majesty & his Illustrious Family & y^r: perticular regard & affection to this Province, and as it seems y^r: Excell^y: is well Satisfyed with the proceedings of this Assembly, We take leave to Assure you it is a very Satisfaction to us to find that y^r: Excell^y: is so ready to promote & preserve a Necessary Unanimity among us, and that We shall take all Oppertunitys in giving y^r: Excell^y: our ready and willing assistance in advancing the Intrest of his Majesty & the Prosperity & wellfare of this his Province

Order'd

That Alexander: Parris Esq^r: Treasurer do pay out of the Publick Treas^y: of this Province unto M^r: John Brown for his Trouble in Sounding the Channell & Harbour of Port Royall & making a Draught thereof the Sum of Twenty Pounds & that this order be sent to his Excell^y: the Governour & his Majestie's Council for their Concurrence & that M^r: Speaker do sign the sign the same——

The Bill for Vesting the Sole Right of a Ferry over black River in Alexand^r: Montgomery.

The Bill for Vesting the Sole Right of making Salt in W^m: Mellichamp

The Bill for the Incouragement of making Salt &c: were read the third time and past wth: amendments.

A Bill for Impower the Comiss^r: of the new Brick Church to buy a Church yard was read the third time & past wth: amendments

The above Bills wth: the foregoing two Messages & the Order to M^r. Brown

Capⁿ: Charlesth: Glovers Proposals of Supplying the Garrisons Fort Moore with Provitions was read & the house agreeing to the same

Order'd

That the Publick Treasurer do contract with Chath: Glover to Supply the said Garrison according to his s^d: proposals & that Such contract be drawn & sign'd by the said Glover & by the Treas^r: on the behalf of the Publick & that the same Contract be made wth: Capⁿ: Joseph Seabrook for Supplying the Garrison at the Pallachucola.

The following Message was brought from his Excell^y: together wth: a Catalogue of Books given by his Excell^y: to the use of his Majesties Hon^{ble}: Council & the Com^{ons} house of Assembly together with y^r: bill to Impower the Comiss^r: of the new Brick Church to purchase a Church yard & a Bill for vesting the Sole Right of holding and keeping a Ferry boat in Alexand^r: Montgomery read in Council the third time & past wth: amendments & then were Order'd to be ingrosed,

And a Bill for the Encouragem^t: of making Salt &c: & the bill for the Sole Right of making Salt in this Province in W^m:

Mellichamp both read in Council the second time & past wth: amendments

Mr: Speaker and Gentⁿ: of the Com^{ons} house of Assembly.

Hon^{ble}: Gentⁿ:

I herewith send you a Catalogue of books which I gave for the use of his Majesty's Hon^{ble}: Council & yourselves & I desire that you would send me one or two of y^r: hon^{ble}: Members to joyn the like number of his Majesty's Hon^{ble}: Council to Veiw them and to propose where you would have them kep't for the afores^d: use for (God willing) my stay here will be no longer then when I can gett the Journals & Laws ready to carry wth: me to Great Britain therefore I recomend to you before you break up to give directions to have them done. I hope those books may be of some use and Deversion to you all being so design'd by me.

You have had already before you his Majesties Royal Lycence for my going to Great Britain, where I shall (God willing) do all that shall be in my power for promoting those two Inseperables his Majesty's Intrest & Service & that of this his Province.

I shall with very great Pleasure & Satisfaction leave this his Majesties Governm^t: to those persons appointed by his Majesties Royal Comission to me for the Governm^t: of this his Majesties Province and according to the Royal Instructions therein Mentioned and the Hon^{ble}: Arth^r: Middleton Esq^r: being of his Majestys Hon^{ble}: Council And when I seriously Consider that I shall leave such an Hon^{ble}: & every way qualified house of Assembly it adds very much to my Satisfaction therefore I do most Cordially & earnestly recomend to you the Continuance of that great Zeal to the end of this Sessions which I hope in God will be (by Saturday next) but likewise afterwards for y^e: promoting those two Inseperables his Majesties Intrest and Service & that of this his Province w^{ch}: to have the good fortune to hear of will be most acceptable.

Fr: Nicholson

May it please y^r Excell^y: & y^r Hono^{rs}:

This house having appointed a Committee to examine into the Navigation of the River where the Fort is proposed to be erected We desire your Excell^y: & your Hon^{rs}: will be pleas'd to lay before us any Information that you Receiv'd Concern^g: y^t: River Mr: Eleaz^r: Allen Repared from the Comittee appointed to

draw Several Addresses and Petitions to his Majesty, the humble Petition of the General Assembly of this his Majesty's Province of South Carolina relating to private Bills which was read & agreed to & the other Address to his Majesty Concerning the also agreed to .

The house adjournd till 2 of the Clock in the afternoon

The house mett According to adjournment
Orderd

That Alexand^r: Parris Esq^r: Publick Treas^r: do pay out of the publick Treas^y: of this Province unto Mr: John Brown Messen^{gr} of this house for Sending messages to Winyaw & other places to Sum^{ns}: some of the Members of this house to attend the Service thereof the Sum of £20 & that th Resolution to his Excell^y: the Governour & his Majesties Hon^{ble}: Council for their Concurrence & that M^r= Speaker do sign the same.

Mr: Bull M^r: Long & M^r: Brown Orders were brought down from the Council Concurred & Consented to.

The Bill for Establishing a Ferry cross Pon Pon & the Bill for the Encouragem^t: of making Salt were read the third time & pass^t wth: amendments.

The Bill for Importing and Imploying white Servants was read the first time and pass^t wth: amendments—Sent up by Coll^o= Hall and M^r: Ashby.

The house Considering his Excell^{ys}: Message of this Morning come to a Resolution to send y^e: following Message in Answer—May it please y^r: Excell^y:

We having read your Excell^{ys}: obliging Message of this Morning do return y^r: Excell^y: our Sincere & hearty thanks for the present you are pleasd to make to his Majesties Hon^{ble}: Council & this house of Books whereof you are pleasd to Send to us a Catalogue & that they may remain as a Monument of your Excell^{ys}: great goodness to us We have appointed M^r: Whitaker and M^r: Allen to Consider with his Majesties Council of y^e: properest Repository for them

Although We are Concern'd at y^r: Excell^{ys} Intended departure It could wish Suited better wth: y^r: Private affairs to stay Longer wth: us, We shall According to Your Excell^{ys}: desire give directions y^t: the Journals of this house shall be gott ready for you wth: y^e: greatest dispatch that your Excell^{ys}: designes may

not be in any measure obstructed or retarded by the means of us or any of our Officers

We never doubted y^r: Excell^{ys}: leaving y^r: Governmt: agreeable to his Majesties Royal Instructions & it is a perticular pleasure & Satisfaction to us to find that We shall in y^r: Excell^{ys}: Absence be under the Administration of a Gentⁿ: so agreeable to this Province

The good Opinion y^r: Excell^y: has of this house We Shall Endeavour to Maintain & preserve & have no reason to doubt but our firm Loyalty to his Majesty

to the Royal Family & earnest Zeal & endeavour to serve this Province will continue with us to the end of this Assembly as they have happily appear'd at the Beginning
Resolv'd

That the Committee of Correspondence be directed to write to Mr/: Young to endeavour as much as in him lyes to gett his Majesties Confirmation of the Act for Inventing the Sole making Salt in Mr: W^m: Mellichamp

The above Message sent up by Mr/: Whitaker & Mr: Allen
The following Message was brought from his Excell^y: the Gov^r: Mr/: Speaker & Gentⁿ:

In Answer to your Message just now receiv'd in Relation to the River Alatomaha and the Fort designd on the Forks of that River the best information we have of it is that the same is Sufficiently Navigable for the Erecting & Establishing a Fort for the use's Intended & before shew'n you.

Council Chamber

Fr Nicholson

Aprill the 14th. 1725

Ar: Middleton p^t:—

The Petition of Burr^l: hern was read setting forth that he was assess'd in the former Tax when it was not agreeable to y^e: Tax Act & referr'd to the Comittee of Petitions

Coll^o: Fenwick Capⁿ: Dry Mr: Cattle & Mr: Eveleigh were appointed a Com^{it}tee to Consider the Scheme for Establishing a Bank in this Province & Report there opinion thereon

The house adjourn'd til tomorrow morning 8 of y^e: Clock

Thursday the 15th: day of April 1725

The house mett according to adjournm^t:

The following Message was brought from his Excell^y: the Gov^r: Mr/: Speaker

We desire you will give dispatch this Morning to the Bill for Erecting a Garrison at the Forks which was sent down to you from us We hope that you will be of Opinion with us that t^l will be very much for the advantage of this Province in Case of Rupture with the Indians and in a great Measure may be the means to aw them and divert the Evil Intendtion against this Governm^t: if any they have when they see We have taken Care to Erect a Garrison near the very place from w^{ch}: they withdrew themselves to be at a Greater Distance from us in Order to Secure their family's the better to molest & plunder the Inhabitants of this Province

Council Chamber April the 15th: 1725

Ar: Middleton

The Bill for Erecting a Fort & Garrison on the Fork of Alata-maha River was read the second time and rejected

The Church Wardens for the Parrish of St: Johns waited without with their Return of two Members Elected to serve in this house for the said Parish & being Order'd to attend they lay'd before the house his Excell^y Precept & their return & it appearing that Hugh Butler and Peter St: Julian were Elected Representatives for the said Parish they were sent for & being ask't if they would Qualify they declared they would & Coll^o: Hall &

were directed to go with those Gentⁿ: in Order to their taken the State Oaths before his Excell^y: the Gov^r: & being returnd they accuainted the house that they were Qualified, & the Attorney Gen^l: being required to tender to them the Qualifying Oaths directed by the Election Law & hav^g: taken the same took their place in the house

May it please y^r: hon^{rs}:

In Answer to Y^r: Message just now Receiv'd relating to the Fort that was Intended to be built at the Forks of the Alata-maha River in the manner propos'd inform you that upon the Second read^g: & debating the saide Bills so many weighty & Substantial Reasons were offerd proving that such Fort Would be of no Service to this Province that it Induced the house to reject the said Bill

The Church Wardens of St: Thomas Parish waited without wth: their Return of a member for the said Parish were Order'd to attend & they laying before the house his Excell^y: precept and their return it appeared y^t: M^r: James Akin was Chose as a Representative for the said Parish they were accuainted that

they were discharged from any further attendance & Mr: Akin was Order'd to be sent for to know if he will Qualify

The Church Wardens of St: Andrew's Parish Mr: W^m: Cattle member of this house & Mr: John Williams waiting with their Return of a Member to serve in this house for the said Parish Mr: Cattle lay'd the same before the house & it appearing that Mr: George Smith was Elected to serve as Representative for the said Parish John Williams was acquainted he was discharged from any further Attendance & Mr. Smith was Order'd to be sent for to know if he would Qualify

The house adjourn'd till tomorrow morning 8 Clock

Friday the 16 day of April 1725

The house mett according to adjournmt:

Mr: Smith being sent for to know if he would Qualify himself as a Member of this house for St: Andrew's Parish he declared he would & Walt^r: Izard Esq^r: & Cap^t: Seabrook were directed to go with him to the Council & being return'd they accaninted y^e: house that Mr: Smith had taken the state Oaths & Mr: Chief Justice was directed to adminster to him the Oath of Qualifications directed by the Election Act and he having taken the same he took his place in the house.

The Precept for Electing a Member for the Parish of St: Helena with the Church Warden's return on the said Writt was brought down from his Excell^y: the Gov^r:

Coll^o: Woodward Sole Church Warden for the Parish of St: Helena lay'd before this house his return for the s^d: Parish & it appearing that Cap^t: Daniell Green was Elected he was sent for to attend

Mr: James Akin & Mr: Daniell Green attending they were Severally Ask'd if they would Qualify & declaring they would Coll^o: Hall and Mr: Raven were Order'd to go with them Gentⁿ: to his Excell^y: & his Majesties Council to see them take the State Oaths & on their Return informed the house that Capⁿ: Green had taken the said Oaths Mr: Chief Justice was directed to Administer to him the Oath of Qualification in the Election Law mentioned & having so done he took his place in the house.

Order'd

That the Comiss^r for building the Front Wall and for Repairing the Fortifications have leave & they are hereby empowered to make use of the Ceder Piles that were placed before the Bay on the said Work as also of all the Plank and timber that is loose formerly fixed as a breast Work upon the said Wall, having first regard to the Fortification in using y^e: said Plank & Timber

May it please y^r: Excell^y:

Your Excell^y: precept for Electing a Member for y^e: Parish of St: Thomas & St: Dennis being lay'd before this house it appeared by the Church Wardens return on the s^d: precept that M^r: James Akins was duely Elected to a Representative for the s^d: Parish & We are Concern'd to find Your Excell^{ys}: made some difficulty in Suffering him to take the state oaths but the house being Unanimously of Opinion that we are the Sole Judges of our own Priviledges & of the Qualifications of our own members & knowing no manner of Reason why the said M^r: Akin should not sitt in this house as a member being duely Elected & return'd we desire Y^r: Excell^y: will be pleas'd to Qualify him as usual that he may take his place in this house as We are of Opinion he ought to do

Order'd

That Alexand^r: Parris Esq^r: Treas^r: do pay out of any moneys in his hands unappropriated towards finishing & Compleating the new free School to be built in St: Phillips Parish into y^e: Comiss^r: for Supervising the said School the Sum of Six hundred pounds & that this Order be sent to his Excell^y: the Govern^r: & his Majesties Hon^{ble}: Council for their Concurrence & that M^r: Speaker do sign the same.

The house adjourn'd till two of the Clock afternoon

The house mett according to adjournment

The Humble Address to his Majesty from the Council & Assembly and the Petition to his Majesty concerning the Currency, the Order for Six hundred pounds for finishing the free School & the Message Concerning M^r: Akin were sent up by M^r: Eveleigh & M^r: Nichols.

Order'd

That Alexand^r: Parris do pay out of the Publick Treas^y: of this Province unto M^r: Jn^o: Bull M^r: Chris^r: Smith & M^r: Henry Jackson Commiss^{rs}: for Supervising the Ferry cross Pon Pon River the sum of fifty pounds for building a ferry boat for the use of the said ferry & the Treas^r: do receive & discount this Order in the ensuing Tax that it be sent to his Excell^y: the Gov^r: and his Maj^{ties}: Council for their Concurrence & that M^r: Speaker do sign the same

M^r: Eleaz^r: Allen & M^r: Nichols were directed to Carry up to his Maj^{ties} Council 34 Orders agreed to & signed by the Speaker & they were directed to desire his Excell^y: to send an answer to the Message of this house Concerning M^r: Akin.

Cap^t: Bond & Cap^t: Dry were appointed to draw an address to his Excell^y: the Gov^r: which they reported & it being read was agreed to with amendments

The house took under Consideration two Petitions to his Majesty importing the State of the Province & Order'd them both to be Comitted in Order to form one out of both.

The house adjourn'd till to Morrow morning 8 Clock

Saturday the 17th: day of April 1725

The house mett according to adjournm^t:

The following Address to his Excell^y: was Sign'd by the Speak^r

To his Excell^c: Francis Nicholson Esq^r: his Majesties Cap^t. Generall & Governour in chief in & over his Majesties Province of South Carolina.

The Humble Address of the Com'on's house of Assembly now Sitting in Charles Town

May it please y^r: Excell^y:

We the Comons house of Assembly take this oppertunity of expressing the great Satisfaction. We have had in Your Excell^{ys}: wise administration. and in your unwearied application for the Service of this his Majestie's Province.

And we beg leave to declare the deep Concern We are under from y^r: Excell^{ys}: informing us by your Message that you are about to leave us.

We hope the Situation of y^r: affairs in Great Britain are such as will not keep you any longer time from us and we rest

extreamly Satisfy'd that a Gentⁿ: of so much Merritt as the Hon^{ble}: Arthur Middleton Esq^r: will preside over us in Your Absence.

And as we should think ourselves very much wanting in our Duty to our Country if wee did not desire Y^r: Excell^{ys}: good Offices for us in Great Britain during your stay there so we take leave to pray them in the most Ardent manner——

That y^r: Excell^y: may have a Safe & pleasant Voyage and quick return is the hearty desire of May it please y^r: Excell^y:

Your Excell^{ys}: most Obedient

Humble Serv^t:

The two following Messages were brought from his Excell^y: the Govern^r—: together with thirty two Orders agreed to & a Coppy of two of his Majesties Royal Instructions to his Excell^y: the Gov^r.——

Mr. Speaker & Gentⁿ:

You having left it to our house to draw proper Instructions for the person who is to be sent to the Creek nation of Indians before our doing of which, acquaint you that it is our Opinion (and what We gave in Charge to our Committee who were to have joyn'd yours for that purpose) that the person undertaking that Service be oblig'd to stay there at least Six months for the Salary agreed upon or be paid only proportionably for a less time if he shall think proper to return sooner


Council Chamber

Ar: Middleton

April the 16th: 1725

Mr: Speaker & Gentⁿ.— of the Com^{ons} house of Assembly

Hon^{ble}: Gentⁿ:

I am heartily Sorry that I can't comply with your Message Concerning Mr: Akins taken the State Oaths; I herewith send you the 36 Article of my Instructions the latter part of which Mark't thus  I must referr to you And I herewth: send you papers of what I had from the Clerk of the Super^r: Court by which it will appear that there has been a bill of Indictment found against him by the Grand Jury, for which he had been Tryed before this but that an Act was past for adjourning the Court from last Month to this, and I think the Court is to sitt on Wednesday next then I suppose he will either be acquitted or found Guilty, before which time I think he is not Quallified

for me to give him the Oaths except you can show me any Person under his Circumstances to be a member of the House of Com'ons in Great Britain, and when you have Satisfyed his Majesty's Hon^{ble}: Council & my self in this Point, I shall then readily Administer the State Oaths to him, & as you are to Maintain your just Rights & Privileges so I am under an Oath as Governour to Maintain his Majestie's Royal Prerogative I thank God I never designed to Abridge you of any of your Rights & Privileges nor Assertain his Majestie's Royal Perogative beyond its due bounds in all these Cases if you think your Selves injured, you are to make your humble Application to his most Sacred Majesty & there you may be Assured to have Justice done you

Council Chamber }
 April the 16th: 1725 }
 Hon^{ble}: Gentⁿ:

Fr: Nicholson

I have now endeavoured to State M^r: James Akin's Case in point of Justice to show you how ready and willing I am to Extend his Majesty's Mercy & to oblige so Good a Com'ons House of Assembly, Upon your Request his Majesty's attorney Gen^l: shall have an Order for a Noli Proseque Sent him by

Fr: Nicholson

The following Gentⁿ: were appointed to draw a proper Message to the above Message Viz^t: M^r: Whitaker & M^r: Allen & having reported the s^d: Message it was agreed to.

May it please y^r: Excell^y:

Since your Excell^y: has been pleas'd by y^r: Message just now receiv'd of M^r: Akin to put the affair upon the Issue of proving to his Majesty's Hon^{ble}: Council & your self that any persons under his Circumstances did ever sitt as Member of the house of Com'ons in Great Britain, We humbly Conceive the Several Instances herewith sent you will be Sufficient to convince Y^r: Excell^y: We have the justest Ground to Assert our Right in this Peticular

In the 23rd of Q.E a Member of the house of Com'ons was Indicted of Felony & upon debate it was adjudged that he ought to remain of the house til he was Convicted, For it may be any man's Case who is Guiltless to be accused & thereupon Indicted of Felony or a like Crime And Herewith agreed

Matthew Hale in his Treatise of Original Power & Jurisdiction of Parliament as also y^e: treatise calld Lex Parliamentaria

The above Message was sent up by M^r. S^t: Julian & Cap^t: Fitch and being returnd they inform'd the house that his Excell^y: would not accept the Reasons without the Speaker Signed the same & the house having taken that matter under Consideration Orderd the Speaker to Sign the same & it being so sign'd it was sent up by M^r: S^t: Julian and Cap^t: Fitch.

Benjⁿ: Whitaker Esq^r: from the Comittee appointed to draw the State of the Province to his Majesty reported y^e: following Petition which was agreed to

May it please y^r: Excell^y:

This house desire's your Excell^y: will Consent to our adjournm^t: for some time that We may wait upon your Excell^y: before your Departure & we desire your Excell^y: will be pleas'd to let us know time you design to leave us that We may Govern our adjournm^t: accordingly.

The house adjourn'd till 2 of the Clock in y^e: afternoon

The house mett according to adjournment
Resolv'd,

That the Commiss^{rs}: appointed for Supervising the Repairing of the Fortifications & building the Front line in Charles Town have the Direction of the building of y^e: New Armory design'd to be built at the half moon fronting the broad Street & that they enter into proper Articles with the Workman for that purpose & that they have Power to draw the money out of the Treasurer's hands for payment of the said Work.

The Humble Petition to his Majesty importing the State of the Province agreed to in this house together with the above Order to the Commiss^r: of the Front line & the Message to the Gov^r: and Six Orders were sent up to his Excell^y: the Gov^r: & his Maj^{ties}: Council by Coll^o. Geo^e: Chicken & Cap^t: Fitch.

The Ingross'd Bill for Establishing a Ferry Cross Pon Pon was sent up by M^r: Parker & Coll^o: Palmer.

The following Message was brought from the Council together wth: a Rider to the Indian Tradeing Act & the Petition to his Majesty concerning the State of the Province agreed to wth: some small amend^{ts}:

Mr: Speaker & Gentⁿ:

This Rider We should have inserted in the Bill before but the Bill which we Sent you you have rejected without a Conference Occations us to send it down now We therefore desire you to give dispatch to it that it may be fairly Engrosed to be put into the Bill before we Compass the same into Council Chamber

April y^e: 17th: 1725

Ar: Middleton P.——

Orderd That the said Petition & the Petition & Address formerly agreed to be enter'd in the Journal.

The following Gentⁿ: were appointed to confer with his Majestie's Council upon the Rider sent down from his Majestie's Council

The following Message was brought from his Excell^y: the Govern^r:

Mr. Speaker & Gentⁿ:

In Answer to y^r: Message just now received in Relation to adjourn^t: of y^r: house, I consent to y^r: adjourning to Tuesday the Eleventh day of May next having Resolved to Embark about the middle of the said Month

Council Chamber April y^e: 17th: 1727

Fr: Nicholson

May it please y^r: Hon^r:

The house having read & Consider'd the Rider your Hon^{rs}: have sent to this house the Act for Regulating the Indian trade are of opinion that the Several Matters in the said Rider mentioned are Sufficently provided for in the said Act and therefore We cannot Consent to the passing the said Rider.

The Memorial of y^e: Church Comiss^{rs}: praying to be paid out of y^e: mon^y: remaining in the hands of Kingsmill Eyre Esq^r. for purchasing land for the Gutter was read &

Order'd

That the Committee of Correspondence do draw upon Kingmill Eyre for fifty pound Sterling payable to y^e: Comiss^r: for building the new Church in Charles Town or their Order & that the said Comiss^r: give orders that the money be lay'd out in Lead for the Gutters of the said Church and that this order be sent to his Excell^y: the Gov^r: and his Majesties Hon^{ble}: Council for their Concurrence and that Mr: Speaker do sign the same.

Major Hepworth & Mr: Barton carried up the foregoing message & were directed to acquaint his Excell^y: that if it was agree-

able to him this house would present their Address to his Excell^y: Ratification & those Gentⁿ: being return'd they acquainted the house that his Excell^y: was ready to receive the address & that he would Ratify soon after & then the Speaker wth: the whole house waited on his Excell^y: the Governour wth: the following Address & the house being returnd the Speaker laid before the house an Affidavit of W^m: Tunley & a paper deliver'd to y^e: Speak^r:- by his Excell^y: the Gov^r: & after Considering the said Affidavit & paper Order'd that the Consideration of the said Affidavit & paper be referr'd until the next sitting of this house Resolv'd

That this house will not receive any more Messages from his Excell^y: the Gov^r: & his Majesties Council after this Night by the hands of William Tunley.

Mr: Speaker & Gentⁿ: of the com^{ons} house of Assembly

Hon^{ble}: Gentⁿ:

It is with the uttmost Concern that I am obliged to send for you Concerning an Affair of Mr: John Lloyd one of your Members & I herewith give you the Deposition of Mr: W^m: Tunley Clerk of the Council & Assembly Concerning him & what I have said or writt of him I will Justifye and I recom^{end} to you to send for the Records of the Gen^l: Sessions in the Crown office concerning him & his wife as likewise the Deposition made against him by the Constables of the late Charles City & Port and I have now under his hand papers to show by which it will appear what a great Lyer he is

Hon^{ble}: Gentⁿ: I think that he ought to Surrender up to the Gen^l: Assembly his Original Instructions as likewise y^e: private ones w^{ch}: I gave him for I have an account that he made use of some part of them and Published them at the place of Ellection and he hath some Draughts Viz^t: that of the Country for which & some others I paid Mr: Will^m: Hammerton by Bill of Exchange 25[£] Sterling and he hath a Draught of this Harbour for which the man that drew it never was paid for & I think there were some others paid for by the Country, the two first I shall want to carry home with me which he ought to have left with the Hon^{ble}: Francis Young Esq^r:

His Expression on my Message „a Parcell of Nonsense“ I take to be a very high Reflection on his Majestys Hon^{ble}: Council & my self Therefore I hope you will do us Justice in this affair

As for my own part to be a Master of Great learning I don't pretend to but I defy him and all Mankind to say that what I have writt are lyes like his & if I did not Endeavour to discharge my Duty in all respects I should Immitate him in Rogu'ry & Villany he had the Impudence Several times in Court to abuse & affront me in the face of which he told me that he would goe for Great Britain & if I would give him leave in the Ship in which I should goe, I do therefore lett him know that I intend (God willing) to Embark on board the Cleveland about the middle of May but he can't expect that I should be troubled wth: such Fellows as he is aboard the said Ship for fear some Misfortune, but I find by the List of Ships here there are Several bound for London in one of which he may take his Passage if he dare return theither

Hon^{ble}: Gentⁿ: I think it proper to acquaint you that I think it a Duty Incumbent upon me to be at Sev^l: Courts in Order to keep peace and Quietness and keeping the Courts from being Hectored and Bullied and as his Majesty has been pleas'd to entrust his Justice and Mercy in my power by being at the Sev^l: Courts I shall be the better able to distribute them, And I was willing to heal the private Causes the better to inform my self of the nature of them in case any Should come before me in Chancery.——

I had the Hon^r: when Gov^r: of Virginia to have all the appeals as well as Original Causes come before me and I thank God that in all of them there was but one appeal home and I sent to have it taken in short hand w^{ch}: my freind & Correspondent (the late Mr: Perry) sent me it happen'd to be a point in Law I think upon a Statute and the late Lord Cheif Justice Holt whose Charracter is Sufficiently Known was in the Same Opinion as
Fr: Nicholson

Council Chamber

April y^e: 17th: 1725

W^m: Tunley Clerk of the Council & Assembly Deposeth that being Sent to y^e: Com^{ons} house this morning with a Message from his Excell^y: the Govern^r: of Yesterday's date to Mr: Speaker & the Com^{ons} House of Assembly in Relacon to Mr: James Akins in the time of the Deponents reading the latter part of the said Message concerning his Excell^{ys}: giving Order (on their desire) to the Attorney Gen^l: for a Noli Prosequi John

Lloyd Esq^r: a Member of that house said or Spoke (as the deponent verily beleives with Relation to the said Message) the words following Viz^t: a parcell of Nonsense. wittness my hand this Sevententh day Aprill 1725

In Council Aprill y^e: 17th: 1725
Sworn to before me

W^m: Tunley Clk Cou^l ~

Ar: Middleton

Cap^t: Butler and Capⁿ: Bond were Order'd to carry up the Indian Trading Act & to acquaint the Council that they could not think of making any Alteration in the said Bills & to accuaint his Excell^y: that the house his ready to Ratify & those Gentⁿ: being returnd they informed the House that his Excell^y: said he would not Ratify any Laws until he had an Answer to the paper deliverd to the Speaker & the House considering the said answer order'd the following Message to be sent

May it please y^r: Excell^y:

The affidavit & the other paper that your Excell^y: was please to Deliver to the Speaker having been read in this House We take leave to acquaint you that as this Sessions has been long and the buisness of the Province so happily brought to a near Conclution we have referrd the Consideration of the said affidavit & paper until the next sitting of the Assembly and We beg y^r: Excell^y: will be pleas'd to Ratify the Laws before you The above Message sent up by Maj^r: Hepworth & Coll^o: Hall The following Message was brought from his Excell^y: the Gov^r:—
Mr/ Speaker & Gentⁿ:

In Answer to your Message just now receiv'd I hope that the Members of y^r Hon^{ble}: House that heard M^r: John Lloyd speak the words Mentioned in M^r: Tunley's affidavit will be so just to this his Majesties Governm^t: as to declare it in y^r: house and that you will agree to cause him to deliver up the Draught he now hath but that he may keep the frames to himself, I hope you will Comply with this my reasonable Proposal and then you come up to the Council Chamber to see Your Laws Ratify'd—

Council Chamber }

Aprill the 17th: 1727¹ }

Fr: Nicholson

The Comittee on Petitions and Accounts Report on three accounts referrd to them as Follows.———

¹ The figure should have been 5.

An Account of £14.10 for Sundry writings drawing & ingrossing Act by Charles Burley—

An Account of John Bucknall for £14:3 for the same Both w^{ch}: accounts we think are reasonable & that an Order on the Treasurer be drawn for the same.

An Account of Rich^d: Alleine Esq^r: for the sum of £35. for drawing three Acts & Ingrossing the Front line Act. The Committee are of Opinion £30. only be allowed him for the said account And that an Order be drawn for the same.

April 17th: 1727²

May it please y^r: Excell^y:

The Message y^r: Excell^y: was pleas'd to send to us just now (as this house apprehends) Consists of two parts w^{ch}: with Great Submission We think can have very little relation to the Ratification of our Laws which is a matter of the highest importance to this his Majesties Province, & those two parts of your Excell^{ys}: Message will naturally fall under the Consideration of this house at the next meeting thereof according to our Resolutions & our Message this Evening sent to you & therefore as it is much to late to night to make any enquiry's into those affairs we hope that you'll be pleas'd to Ratify the Laws now lying before y^r: Excell^y: & his Majesties Hon^{ble}: Council.——

The above Message sent up by Coll^o: Hall & Capⁿ: Bond The Messenger informed the house that M^r: Tunley was below and had told him that he was sent to Comand the house to attend his Excell^y: in the Council Chamber the house then Order'd the Messenger to tell M^r: Tunley that they expected he would deliver the said Message in the house y^e: messenger returning acquainted the house that M^r: Tunley said he was sent to Order the house to come up to Ratify & then went away upon w^{ch}: the following Message was order'd to be drawn to his Excell^y:

May it please y^r: Excell^y:

The last written Message your Excell^y: was pleas'd to send to this house by M^r: Tunley he brought & laid down in a very undecent manner & refused to read it. the last order of y^r: Excell^y: to go up to Ratify brought by him was not deliver'd in the house but below stairs he told our Messenger that y^r: Excell^y: comanded us to come up to Ratify, the house then orderd

the Messenger to acquaint him that they expected he would come into the house & inform us of y^r: Excell^{ys}: pleasure which he utterly refused to do and went away in such a manner as is not agreeable to the treatment due to the hon^{ble}: house of Assembly of this province these indignity's can never we are perswaded be agreeable to y^r: Excell^{ys}: good Inclinations to us, or to those of his Majestys Hon^{ble}: Council with whom we have always endeavour'd to Maintain the strictest friendship & Unanimity & therefore we must be of Opinion that they are insolency offer'd from himself but as it is not possible for us receive a Message deliver'd in such a manner & as we are Extreemly inclinable to do every thing that's agreeable to your Excell^y: & Consistant with the Hon^r: of this house we beg you'l please to inform us if it is your Excell^{ys}: pleasure that we should wait on you to Ratify

Mr: Tunley informed the house that his Excell^y: required the Attendance of this house to Ratify.

The Speaker & the house waited on his Excell^y: to Ratify and the Speaker was directed to deliver the above Message to the Gov^r: after Ratification and to acquaint his Excell^y: that it was intended to be sent before, the Speaker with the House return'd after Ratifying the following Laws——

Order'd

That the Comittee on the Treasurers accounts do settle and Close the said accounts before the next sitting of y^e: Assem^{bl}y: and have their Report ready against the time—

Order'd

That the Comittee of Correspondence do prepare proper Instructions to the Agent in Great Britain during the Recess of the house and that they lay the said Instructions before the house at the first of their next meeting

Order'd

That the Comittee appointed to draw Instructions to the Agent to go to the Creeks do prepare the same against the next sitting of the house.

The house adjourn'd until Tuesday the Eleventh of May 4 of the Clock in the afternoon having his Excell^{ys}: leave for so doing——

Tuesday May the 11th: 1725

The house mett According to adjournment & adjourn'd till to Morrow Morning 8 of the Clock.

Wednesday the 12th: of May 1725

The house mett according to adjournment

The last days Journal of the last sitting of y^e: house was read
The house have Maturely consider'd his Excell^{ys}: Message to this house of the 12th: of last month relating to M^r: Lloyd a member of this house his Speaking some words in this house y^t: day

Resolv'd

That it does not appear to this house that y^e: words Spoke in house by Jn^o: Lloyd Esq^r: at the last sitting thereof had any relation to his Excell^y: the Gov^{rs}: Message then reading in the house by Mr Will^m: Tunley.

And then y^e: following message was Orderd to be sent to his Excell^y: the Gov^r:

May it please y^r: Excell^y:

This house having Maturely consider'd y^r: Excell^{ys}: Message to this house of the 17th: of last month relating to M^r: Lloyd's speaking some words in this house that day, have Resolv'd that it doe's not appear to this house that the words spoke in the house by the said M^r: Lloyd at the last sitting thereof had any relation to your Excell^{ys}: Message then reading in the house by M^r: Will^m: Tunley

Tho^s: Hepworth Esq^r: laid before this house a Letter from M^r: John Lloyd directed to The Hon^{ble}: Thomas Hepworth Cheif Justice of South Carolina dated the 3rd: day of May 1725 together with wth: an humble Memorial of John Lloyd Gentⁿ: deputy postmaster General of America To his Majesty which was sent to the said Thomas Hepworth Esq^r: Cheif Justice with the aforesaid and informed the house that he apprehended that the said Memorial reflected on his Excell^y: the Govern^r: his Maj^{ys}: Council & this house & therefore he thought it is duty to deliver them to the house which Letter and Memorial being read.

Resolved That it is the Opinion of this house that in the s^d:

Letter and Memorial there is not any thing Contained w^{ch}: reflects upon the Hon^r: of this house—

& then the said Letter and Memorial by order of the house were deliver'd back to the Cheif Justice.

The house adjourn'd till 2 of the Clock afternoon

The house mett according to adjournment

Coll^o., George Chicken laid before the house Letters from Cap^t: Will^m: Hatton from the Cheerokes & a Journal of Alex^r: McQueen amongst the Creeks

Order'd That the Comittee formerly appointed on Indian affair do examine And^w: White who lately came from the Cherokees upon Oath relating to the present Scituation of Affairs in that place——

May it please y^r: hon^{rs}:

This house having read & Consider'd some Letters and Papers from M^r: Hatton from the Cherokees do think y^t: the present Circumstances of that Nation of Indians deserves the emidiate Consideration of this house We have therefore Directed the Comittee of our House formerly appointed on Indian affairs to examine And^w: White upon Oath who lately came from the Cherokees and We desire your Honours to give that matter in charge to the Gentⁿ: of his Majesties Hon^r: Council who were also of that Comittee.

The Message drawn this Morning relating to M^r. Lloyd & the above Message were sent up by M^r: Geo^e. Smith Esq^r: & M^r: Henry Nichols——

M^r: Secretary Hart brought from his Excell^y: the Gov^r: the Petition of Several Inhabitants of Charles Town relating to the Comand of Johnson's Fort the petition of Jn^o. Stone the present State of Johnson's Fort & the petition of Jn^o: Chester

The Petition of Several of the Inhabitants of Charles Town were read and being Consider'd and Debated

The Question was put whether y^e: prayer of the said Petition should be granted

Carried in y^e: Negative

The Petition of John Stone was read and Comitted to the Comittee of Petitions

The following Message was brought from his Excell^y: by M^r: Sec^{ry}: Hart

M^r-. Speaker & Gentⁿ: of the Com[']ons house of Assembly

Hon^{ble}: Gentⁿ:

I just now receiv'd y^r: Message Concerning M^r: John Lloyd reflecting on myself & his Majesties Hon^{ble}: Council to a very high degree for the words Sworn against him could have Relation to nothing else; and I am heartyly Sorry that you beleive that man before his Majesty's Hon^{ble}: Council

Council Chamber

Fr: Nicholson

May the 12th: 1725

The house reading & taken under Consideration the Petition of John Chester.

Resolv'd

That Alexand^r: Parris Esq^r: Treas^r: do pay out of y^e: publick Treasury of this province into the hands of Coll^o: George Chicken for the use of the s^d: Jn^o: Chester the Sum of forty pounds for one Year & that the said Coll^o: Chicken do dispose of the same to the s^d: Chester as he thinks fitt & that this Resolution be sent to his Excell^y: the Gov^r: and his Majesties Hon^{ble}: Council for their Concurrence and that M^r: Speaker do sign the Same

M^r: Secretary Hart brought from his Majesties Council the follow^g: Message together wth: a Coppy of a Letter from James Moore Speaker to M^r: John Lloyd dated the 27th: October 1721 & the Sec^{ry}: acquainted the house that his Excell^y: desired to know what M^r/: Lloyd had done in the affair therein mentioned M^r/: Speaker & Gentⁿ: of the Comons house of Assembly
Hon^{ble}: Gentⁿ:

We cannot but take notice of the little Credit you give to the Message sent you from this house on the 17th: of last month and the Slight you Shew to the Indignity thereto by M^r/: John Lloyd a Member of yours. & you must not take it amiss. if (for the future) We make the Same return to any Message we have or shall receive from you.

Signed by Order of the Council this 5th: day of May 1725

Ar: Middleton P

M^r: Rhett from the Comittee to whom Jn^o: Stones Petitions was refer^rd made the following Report

That they are fully informed by the s^d: Jn^o: Stone & others that an Indian Man of the Cusso Nation did without any manner of Provocation willfully Shoot dead a Negro Man Slave of the s^d: Jn^o: Jones as he was Working in his Plantation

That the said Stone was not willing to Prosecute the said Indian but contented himself with assurances that y^e: Governm^t: made him to Oblige that Nation of Indians to make him Satisfaction.

That no Satisfaction has yet been made for the s^d: Negroe by the Indians, and the Committee are of Opinion that its Impracticable and therefore Recomend to this Hon^{ble}: house that as there is Money in the Treas^{rs}: hands for such purposes the s^d: Stone may have an Order on the Treasurer for £100 According to the Prayer of the s^d: Petition.

The above Report being read was agreed to by the house

The above Report agreed to and the Resolution Concern^g: John Chester was sent up to his Maj^{ties}: Council by Cap^t: Fitch & M^r: Parker

Resolv'd

That the Comiss^{rs}: appointed by Law to Supervise the building the Front Line in Charles Town do agree with Workmen to finish the Work to be done at Johnsons Fort & that the Comand^r: of the said Fort for the time being have the direction of the said Work.

Resolv'd

That the Comiss^{rs}: for Supervising the Building the Front Line have Power and they are empower'd to give directions for doing any thing of Necessary Work to Johnson Fort as far as the Money appropriated for that use will go & that they have Power to draw for the said money out of the hands of the Treasurer & that this Order be sent to his Excell^y: the Govern^r: & his Maj^{ties}: Hon^{ble}: Council for their Concurrence & that M^r: Speak^r: do sign the same——

Mr. Secretary Hart brought from his Excell^y: the Gov^r: the following Message & at

M^r: Speaker and Gentⁿ: of the Com^{ons} house of Assembly

Hon^{ble}: Gentⁿ:

I was in hopes that you would have sent an Answer Concerning M^r: John Lloyd's keeping the Draughts &^c: & likewise his Surrendering his Instructions, & if any damage (for want of Complying herewith) happens to this his Majesties Province you are to Answer for it and not

Fr: Nicholson

Hon^{ble}: Gentⁿ:

I cannot but take notice of Jn^o: Lloyds Walking by me just now very Impudently with his long Sword & that you may have his true Character, I herewith send you Several Querys for the said Lloyd to answer there having been Several Querys once dropt & laid by the Window of

Council Chamber

Fr: Nicholson

May the 12th: 1725

The Question was put whether the Querys which M^r: Secretary Hart brought from the Govern^r: & the said Secretary informed the house had been dropt under y^e: Gov^r's: Window should be read

Carried in y^e: Negative

Resolv'd

That M^r: Lloyd be order'd to lay before this house the Several Maps be Carried to Great Britain to Morrow Morning

The house adjourn'd til to morrow Morning 8 of the Clock

Thursday Morning the 13th: day of May 1725

The house mett according to adjournment

Order'd

That Alexand^r: Parris Esq^r: Treasurer do pay out of the Publick Treasury of this Province unto John Stone for a Negro man formerly kill'd by a Cussoe Indian the Sum of One hundred pounds and that this Resolution be sent to his Excell^y: the Govern^r: & his Majesties Council for their Concurrence & that M^r: Speaker do sign the same.

The above Mentiond Order sent up by Coll^o: Chicken & Coll Hall "who were directed to desire the favour of the Company of his Excell^y: & the Council to dine with House to morrow

Resolv'd

That Will^m: Cattle Esq^r: be desired to send for the head men of the Cussoe Indians and that he acquaint them that y^e: Governm^t expects that their Nation will make Satisfaction for a Negro man lately belonging to John Stone which was kill'd by one of their People either by delivering up the Fellow that comitted the Murder or by paying into the said M^r: Cattles hands the Sum of One Hundred pounds & that it be at the Direction of the said M^r: Cattle to give them what time he thinks Necessary for the payment of the said money, & that this Reso-

lution be sent to his Excell^y: the Gov^r: & his Majesties Council for their Concurrence & that M^r: Speaker do sign the Same.

M^r: Eleaz^r: Allen Acquainted the house that he was ready to "make the Report from the Committee appointed to the Treas^{rs}: account if the house was ready to receive the same & being Order'd so to do he read the said Report in his place and deliver'd the same in at the Table and y^e: said Report being again read by the Clerk the house agreed to the Same

John Lloyd Esq^r: lay'd before the house ten draughts Maps & & Prospects of the Church which he said he had when he went Agent for this Province to Great Brittain

M^r: Secretary Hart brought from Excell^y: the Gov^r: three Orders Concurr'd and Consented to in Council

Resolv'd

That such of the Maps & Draughts laid before the house by M^r: John Lloyd which are not already paid for by the Gov^r: shall be paid for out of the Publick Treasury of this Province to such persons as drew them and that the said M^r: Lloyd be paid for the Frames which he caused to be made for them in Great Britain

Upon w^{ch}: the following Message was Sent

May it please y^r: Excell^y:

M^r/: John Lloyd According to the Order of this House having laid before this House the Several Maps and Draughts which were deliverd to him when Agent of this Province & we having Come to a Resolution that the Several Persons who were not paid for drawing the said Maps & Draughts shall be paid for the same & we herewith Sent to your Excell^y: the said Maps and Draughts such of them as y^r: Excell^y: has paid for You'l please to keep & if your Excell^y/: thinks any other of them will be Serviceable to you upon your going to Great Britain we desire you'l please to carry them with you & if not that they may remain here for the use of the Publick this house being of Opinion that they may be of very great Service to this Province.

We having Consider'd of M^r: Lloyd's delivering his Original Instructions up but as they are a Justification to him for what he did in that Trust we are of opinion he ought to keep them for that purpose

Mr: Lloyd being ask'd According to y^r: Excell^y: Desire what he did upon the Letter sent to him sign'd by y^r: Excell^y: the Pressid^t: of his Majesty's Council concerning St^t: Augustine & the late Coll^o: Moore informed the house that he Communicated the same to the Rt: Hon^{ble}: the Lord Carteret then one of his Majesties Principal Secretarys of State.

Coll^o: Fenwick & Coll^o: Hall were directed to carry up y^e: foregoing Message together with the Maps to his Excell^y: & the Resolution Concerning the Comiss^{rs}: of the Front line Super-vising Johnson Fort—

Mr: Secretary Hart brought from his Excell^y: the Gov^r: the following Message.

Mr: Speaker and Gentⁿ: of the Com^{ons} house of Assembly
Hon^{ble}: Gentⁿ:

I cannot but recomend to you the affairs of y^e: Great Number of Publick Houses in this Town w^{ch}: I take to be of very ill Consequence to the Trade of the whole Province in Respect to Seafaring men

I Likewise recomend to you the affair of the Pilotts for by their Present Managem^t: and Also in some measure they Comand the Trade in bringing over Vessells & carring them out when when they please

I also Recomend to you the affairs of the Great Number of Indian Traders w^{ch}: causes a Larger Quantity of goods to be carried amongst the Indians then their necessity requires Especially among the Creeks who are so near Neighbours to the French & Spaniards. the Number of English men & Quantity of Goods with them I heartily wish may not be a reason for the Creeks to Seize both the Indian Traders & their goods— Therefore that Coll^o: Herbert may be dispatch'd wth: all Expedition are the hopes of

Council Chamber

Fr: Nicholson

May the 13th: 1725.

Orderd

That Mr: William Rhett Capt: Daniell Green and Mr: Eveleigh be a Comittee to Inspect the Pylot Laws & inquire into y^e state of the Pilotage during the Recess of the house and that they Report their opinion how they think that affair may be best regulated—

May it please y^r: Excell^y:

The house having read & Consider'd Y^r: Excell^y: Message just now receiv'd in answer to the first part of it relating to the Publick Houses in Charles Town We take leave to acquaint you that the Reason that there appears to be so many licences is because no persons is permitted to sell Strong Liquors in a less Quantity then three Gallons, but that very few more than a Quart^r: part of them keep Public Houses and we are of Opinion that they are Laws in being which Sufficiently provide for their Regulation——

The house having taken under Consideration the affair of the Pilotage as we apprehend it is to late this sitting to pass any Law relating to that matter We have appointed a Committee to Inspect the Pilot Law Examine the Pylott & to consider of the best method to Regulate that Affair & to report their Opinion to this house at the next meeting thereof that an Act may be past as soon as may be to settle that Necessary business

As to the last part of y^r: Excell^{ys}: Message relating to the Indian as the Committee on Indian Affairs are to meet this afternoon We think it will be proper that the said Committee may have that matter in charge and report their Opinion before we come to any Resolution thereupon

Coll^o: Chicken and Cap^t: dry were directed to Carry up the Address and two Petitions to his Majesties Council & the Report of y^e: Committee on the Treas^r: Accounts among which the following Address was not enterd in the last Journal

The house adjourn'd till 2 a Clock afternoon

The house mett according to adjournmt:

Mr: Secretary Hart brought from his Maj^{ties}: Council the following Message together with an Address & two Petitions to his Majesty sign'd by the Presid^t: of the Council and the Speaker—
Mr Speaker and Gentⁿ: of the Comon's house of Assembly
Hon^{ble}: Gentⁿ:

Herewith we return you the Petition and Addresses to his Majesty Sign'd by our house and I hope you will joyn with us in desireing his Excell^y: the Govern^r. to present them to his Majesty on his Arrival in Great Britain and that you will send them back to us to deliver to his Excell^y: for that purpose
Signd by order of the Council

May the 13th: 1725—

Ar: Middleton P.

To which the following Message was sent by Capt: Dry and Mr: Parker who also carried up the address & Petitions and y^e: message of this Morning—

May it please y^r: Hon^r:

In Answer to y^r: Message to this house Concerning the presenting the address and Petitions to his Maj^{ty}: if your Hon^r: are of Opinion that his Excell^y: will take that Trouble upon him when he Arrives in Great Britain We shall readily joyn wth: y^r: Hon^r: in the most agreeable Manner to desire the favour of his Excell^y: & herewith we send you back the said Address and Petitions.

Mr: Akins being sent for to know if he would Qualify as a Member of this house declared he would & Mr: Cattle & St: Julien were directed to go with him to his Excell^y: & the Council in Order to his taking the State Oaths & being return'd those Gentⁿ: acquainted the House thate the said Mr: Akins was Sworn in Council, Mr: Cattle was then Order'd to administer to the s^d: Mr: Akins the Oaths of Qualification directed to be taken by the Election Act w^{ch}: being done he took his place in y^e House. Capt: Butler and Mr: Heyward were Order'd to carry to his Excell^y. the Petition to his Majesty setting forth the State of y^e: Province

Mr: Secretary Hart brought from his Majestys Council the following Message together with the Resolution Concerning Johnson's Fort agreed to in Council & the following Answer was directed to be drawn & sent to his Excell^y: the Govern^r:

Mr: Speaker and Gentⁿ: of the Com'ons house of Assembly
Hon^{ble}: Gent

We are glad you Concurr with us in desireing of his Excell^y: to deliver our address to his most Sacred Majesty his Excell^y: as a fresh Instance of his hearty Intentions to serve this Province very readily takes the same upon him and We hope both houses will thank him for this favour

13th: May 1725

Signd by order of the Council

Ar: Middleton P:

on the reading the above Message y^e: followg⁻: was directed to be drawn

May it please y^r: Excell^y:

His Majesties Hon^{ble}: Council having Signified to us that as a fresh Instance of y^r: hearty Intentions to Serve this Province

you would be so good to deliver our Address & Petitions to his most Sacred Majesty. We readily joyn in Opinion with the Gentⁿ: of the Council that your Excell^y: has ever had since we have had the Hon^r. to be Govern'd by you the Prosperity and Wellfare of this his Majesty's Province in Veiw and we return Y^r: Excell^y: our Sincere & unfeigned thanks for Offering this Singular peice of Service for us.

The above Message sent up by M^r: Barton & M^r: Nicholls
The house adjourn'd til to Morrow Morn^g: 8 of y^e Clock

Saturday the 14th: day of May 1725

The house mett according to adjournm^t:
M^r: Secretary Hart brought down from his Excell^y: & Maj^{ties}: Council a Platt & draught of a house to be built at the half moon for an Armory a Room for the Comons house of Assembly & for the Supream Court together wth: a Memorial of the Comiss^r: appointed to Supervise the building of the house formerly to be built in the same place and the house having read & Consider'd the said Memorial & perused the said Draught.
Resolv'd

That the said Comiss^r: have Power & they are hereby empowered to build and finish a new house at the half moon According to a new draught & moddel now laid before y^e: house & that this house will provide an Additional Sum' to the Sum already provided for that Work by some additional Duty to be imposed by Act of Assembly for finishing the s^d: house—

The above Resolution sent up by Maj^r: Hepworth & M^r: Barton
The House adjourn'd till 3 of y^e Clock afternoon

The House mett according to Adjournm^t:
The Committee were Orderd the matters they had in Charge and then The house adjourn'd till to morrow Morning 8 of the Clock

the day of May 1727

The House mett according to adjournm^t:
M^r: Secretary Hart brought from his Majesty's Council y^e: follow^g: Message & the Petition of James Bullin—
M^r: Speak^r: & Gentⁿ:

Having read the memorial herewith sent you it was our Intentions at the passing the Clause for exempting the Inhabi-

tants of Wassamsaw from working on the new road laid out by the Commiss^r: of St^t: James Goose Creek they they were & Should be lyable to work on the Several high Roads in the said Parish when thereunto required pursuant to the high way Act
In Council 15th: May: 1725 Ar Middleton P..

M^r: Secretary Hart brought from his Excell^y: the Gov^r: the following Message & the Memorial of the Bank Commiss^{rs}:

M^r: Speaker & Gentⁿ: of the Com^{ons} house of Assembly

Hon^{ble}: Gentⁿ:

I heartily thank you for y^r: Message of y^e: 13th: Inst: because I think therein you have done his Majesty Justice & your Selves in Ordering M^r: John Lloyd to lay before you the Several Maps Draughts &c w^{ch}: was deliverd him when he was Agent of this Province & that you send them to me & herewith is a List thereof distinguishing what I now do send you & those I design God willing to carry to Great Britain & to deliver to the Rt: Hon^{ble}: the Lords Commiss^{rs}: for Trade & Plantations as sent to Their Lords^{ps}: his Maj^{ties}: Hon^{ble}: Council the Hon^{ble}: Com^{ons} house of Assembly and

Council Chamber }
May the 15th: 1725 }

Fr: Nicholson

M^r: William Rhett from the Committee appointed to inquire in the State of the Indian Affairs made the follow^g: report
Report

That upon Consideration the late injuries done our Trader by the Creeks their is an immediate Necessity to make some Provision for defending our Selves against them in Case they should to make Satisfaction or should declare Warr against us——

And that the most effectual way thereto is forthwith to Erect a Fort on the Forks of Allatamha River at the Publick Charge & to have a good Garrison fixed there which the Comittee: are of opinion may be done by a Resolution of both houses till a Law can be passed for that purpose——

That the Committee are of Opinion proper Instructions cannot yett be given Coll^o: Herbert till We have y^e: Cherokee talk——

That We think there is the same Necessity of sending a proper person among the Cherokees to give a talk to y^e: principal Townes in each Settlement the better to prevent there entring into an Abrupt peace wth: the Creeks as well as divert any further Expectations of being assisted with white men from us

That if the Gen^l: Assembly should not meet at the time when the Cherokees come to Town That then a Committee of both houses wth: his Excell^{cy}: the Gov^r: or President be appointed to receive the talk of the said Indians & to dispatch Coll^o: Herbert to the Creeks & such person as both houses shall appoint to go among the Cherokees wth: such Instructions as both Houses shall direct to be given them by the afores^d: Committee
May the 15th: 1725 Read in Council & Concurred

Fr Nicholson

Ar: Middleton P

May it please y^r: Excell^y

We have Consider'd the Report of the Committee on Indian Affairs & having agreed to the building a Fort at the Forks of the Alatomaha River forthwith agreeable to the said Report we are of Opinion that no Resolution can Sufficiently Justify the building the said Fort nor can money be raised for that purpose without an Act of Assembly we therefore (if your Excell^y: intends to prorogue us this day) desire the said Pro-rogation may be not for above ten days y^t: we may as soon as Possible make Provision for the same

Capt: Will^m: Dry from the Committee of Correspondence laid before the house a Sett of Instructions drawn by the said Committee for the Agent in Great Britain which was read in the house & agreed to

The house adjourn'd till 2 of the Clock afternoon

The house mett according to adjournm^t:

May it please y^r: Excell^y:

At the last sitting of this house We desired your Excell^{ys}: leave to adjourn to a proper time that we might have the honour of waiting upon y^r: Excell^y: before your Departure therefore as the buisness now before us will be finished this afternoon we desire y^r: Excell^y: will be pleas'd to Signify to us at what time this afternoon we shall wait upon y^r: Excell^y: to take our leave of you & wish your Excell^{cy}: a good Voyage & safe return to us again——

The above Message & y^e: Instructions to y^e: Agent in order to Conferr upon were sent up by Coll^o: Fenwick & M^r: Eleaz^r: Allen

On Reading the Memorial of Charles Hart And^w: Allen & Robt: Izard Setting forth that is no provision made for them & their Clerks for their Trouble in receiving the Bank Money & burning the same & praying to be paid £100:0:0 for that Service——
Order'd

That Alexand^r: Parris Esq^r: Treas^r: do pay out of the Publick Treasury of this Province unto the Hon^{ble}: Charles Hart Esq^r: Mr: And^w: Allen & Mr: Robt: for their Trouble in receiving and burning the Bank money & for payment of their Clerks the Sum of one hundred Pounds and that this Order be sent to his Excell^y: the Gov^r: & his Majesties Hon^{ble}: Council for their Concurrence and that Mr: Speaker do sign the same.

Mr/ Secretary Hart brought from his Excell^y: the Gov^r: the following Message together wth: Two Orders of Council attested by Mr: Tunley Clerk of the Council
Mr: Speaker & Gentⁿ: of the Com^{ons} house of Assembly
Hon^{ble}: Gentⁿ:

We propose to your house that fifty pounds Sterlg: may be paid to Francis Yonge Esq^r: our Agent in Great Britain for Contingent Charges (out of the money in the hands of the Hon^{ble}: Kingsmill Eyre Esq^r:) the better to enable him to Carry on the buisness of this Province wth: Effect

May the 15th: 1725

F Nicholson

Ar: Middleton

Mr: Secretary Hart brought from his Excell^y: the Gov^r: the following Message—

Mr: Speaker and Gentⁿ: of the Com^{ons} house of Assembly
Hon^{ble}: Gentⁿ:

I herewith send you Mr: Hammertons Accot:— which he gave me for drawing the Mapps &c: most of them w^{ch}: I design God willing to carry for England, I think he Copyed & if you are pleas'd to allow him the forty one pounds Charges w^{ch}: he pay'd I think will be Sufficient for him with what I have pay'd. The Original Draughts of the Harbour I think the man was never pay'd for doing of it. Therefore I most heartily recomend his Case to you the other Draught w^{ch}: I returned to You Concerning the Church and State House I think was done by the late Mr: Robt:— Dews I have heard that he was paid for them but if not I recomend that affair to you the three Originals one whereof was paid for by the Country to the Mate of Hon^{ble}: Cap^t: Martin

Comand^r: of his Majesties Ship Blanford the other two was drawn by the late Hon^{ble}: Coll^o: Barnwell & given to Council Chamber

Fr: Nicholson

Charles Town May 15th 1725

Memora^m: The Draught Concerning the Church & State house was sent home in Order to gett Subscriptions

Order'd

That M^r: Hammertons Account do lye upon the Table until the next meeting of the House

The House having taken under Consideration his Excell^{ys}: Message Concerning M^r: Yonges being allowed 50£. Sterling for Contingences—

the Question was put whether Francis Yonge Esq^r: should be paid out of the hands Kingsmill Eyre Esq^r: the Sum of fifty pounds Sterling for Contingences the better to Enable him to Carry on the buisness of this Province wth: effect

Carried in y^e: Affirmative

Then motion was made whether the Question should be put if the fifty pounds above Voted to M^r: Younge shall be in full for Contingent Charges of this Year—

And the Previous Question was put whether the above Question should be put

Carried in y^e Negative

Resolv'd

That the Comittee of Correspondence do draw on Kingsmill Eyre Esq^r: for the Sum of fifty pounds Sterling payable to Francis Yonge Esq^r: Agent to this Province for Contingences the better to Enable him to carry on the buisness of this Province and that this Order be sent to his Excell^y, the Govern^r and his Majesties Hon^{ble}: Council for their Concurrence & that M^r: Speaker do sign the same

The above Resolution & Order to the Bank Commiss^r: sent up by Maj^r: Hepworth & Coll^o: Hall.

Cap^t: Green and Cap^t: Dry were order'd to wait on his Excell^y: & to acquaint him that the house desired leave to adjourn to Wednesday come Sevenight & further to acquaint him that they desire to wait on him there being no buisness before the house M^r: Secretary brought from the Council the Proclamation his Excell^y: of Leaving the Governm^t: in the hands of the Hon^{ble}: Arthur Middleton Esq^r: which was read & being approved of was deliverd back to the Secretary

Saltons order for £100 for his trouble in Sounding y^e: Harbours of Cape Fear & Winyaw & making Draught thereof was sent up Mr: Secretary Hart brought from his Excell^y: y^e: follow^g: Mes- Mr: Speaker & Gentⁿ: of the Com^ons house of Assembly

Hon^{ble}: Gentⁿ:

God Almighty hath been pleas'd that the Affairs of this Assembly is like to be very happily Ended this Sitting as well as the former I do therefore in his Majesties name thank you for what you have done, for promoting the Wellfare & happiness of those two Inseparables his Majesties Interest & Service & that of this his Majesties Province & I do most Cordially recommend to you as Gov^r: the continuance thereof, and as your true ffreind I desire it. Upon the same acct: I do most heartily Recom^{end} and Desire that a principle means for the Accomplishing the said Intrest & Service that there may always Continue to be a very good Harmony between his Maj^{ties}: Hon^{ble}: Council and the Com^ons house of Assembly in this his Majesties Province & then you may be assured that nothing shall be wanting that lyes in my power to assist and Joyn wth: you in the forwarding & Obtaining such things as you shall apply for, the good of this his Majesty's Province—

Hon^{ble}: Gentⁿ: I desire that you would accept my most hearty thanks for your Generoisity to me & for your most Obliging Messages & Addresses but more perticularly for your very kind & respectfull Address to me of the 27th: of last Month & I do also most Cordially thank you for what you Mention Concerning me in Your most Loyall & Dutifull Address to his most Sacred Majesty in whose power alone it is to be determined whither I shall have the great Hon^r: to return in the same Station I am now God willing to leave you—

Hon^{ble}: Gentⁿ:

I do with all Sincerity wish and Desire this his Majesties Province in Gen^l: may flourish in all Respects and in perticular that the same good fortune may befall your Selves, and I shall Esteem it a perticular happiness to me when I can be any ways Capable of being in the least Instrumental therein & when ever that happens you may depend everything in my Power shall be done by

Council Chamber

Charles Town May y^e: 15: 1725 }

Fr Nicholuson

In Answer to which the following Message was drawn & ingros'd
May it please y^r: Excell^y:

Nothing could have given this house Greater pleasure & Satisfaction than the Message y^r: Excell^y: was pleas'd to Send to us just now as it is full of Expressions of Freindship to us and Affection to the Province in Gen^l: we should be greatly wanting in Gratitude if we did not Return your Excell^y: our Sincere thanks for your Constant & indearing Application to the Service of this Province during your Governm^t: and since now S^r: what we have always earnestly wish'd when we should have the Misfortune to part with you that is that y^r: Excell^y: might have an Opinion of us equal to the entire Respect & Duty wee bear your Excell^y: We take leave once more to wish y^r: Excell^y a good Voyage & that you may meet with such a Reception from his most Sacred Majesty as is due to one of his most fathfull & Loyall Subjects & just & Experienced Governours & that when Y^r: Excell^{ys}: Desires and Inclination are fully Compleated in Great Britain we may we may meet & have the wish'd for Joy of seeing you again in your Governm^t: dispencing to us Y^r: wonted Justice & Studying as Usual the good & prosperity of this his Majesties Province and we humbly hope your Excell^y will remain Satisfyed that wee are the Profoundest Duty & Respect

May it please y^r: Excell^y Most Devoted Humble Serv^{ts}:-

M^r: Secretary Hart acquainted the house that his Excell^y: required their Attendance in the Comittee Chamber-

The Speaker & the house waited on his Excell^y: & the house being returnd

Order'd

That John Lloyd Esq^r: M^r: Will^m: Rhett & M^r: Sam^l: Eveleigh be a Comittee to draw a proper Scheme Concerning the best method for Establishing the Currency of this Province during the Recess of the house-

The House adjourn'd until Wednesday the 26th Day of this Instant May Six of the Clock in the Afternoon

Wednesday May y^e: 26th: 1725

The following Members mett according to adjournmt:

The Hon^{ble}.. Tho^s. Broughton Speaker

Mr: Whitaker

Maj^r: Hepworth

Mr: Rhett

Coll^o..Woodward

Mr: Allen

Mr: Barton

Coll^o: Fenwick

Capt: Broughton

Coll Chicken

Mr: Hume

Coll^o: Hall——

The Speaker adjourn'd the House til to morrow morn^g: 9 Clock

Thursday the 27th: day of May 1725

The house mett according to adjournment

The Journal of the last sitting of the House being read

Mr: Whitaker and Mr: Barton were directed to wait on the President & his Majesties Council & to acquaint them that the House was mett according to adjournment—

Mr: Rhett from the Comittee appointed during the Recess to draw a Scheme for Establishing the Currency acquainted the house that they had prepared such a Scheme & were ready to lay it before the House if the House would receive the same & he delivering in the same at the Table it was Order'd to be read—
A Scheme for preserving the present paper Currency of £100.585 and to add the Sum of £40000 to make the whole equivalent to £20000 Sterling w^{ch}: Sum there is an Absolute Necessity should be to Support & Carry on the Trade of this Province

And in Order thereto that a Bill be brought in agreeable to the following Heads but with a Suspending Clause not to take place till his Majesties pleasure be known

First That the Duty appropriated to call in & sink £55000 in Several perticular Species of Bills be paid in any Sort of Bills without distinction & that the said Duty be Continued until all the Bills now extant are Called in.

That the Bills paid into the Treasury for such Duty's be not burnt nor Cancell'd but annually exchanged for new Bills & the said new Bills to be lent out to Intrest on good Land Security at 7^h:Cent 7^h:Annum

That the Sum of Forty thousand pounds Additional Bills be Stamp't to make the Whole Currency £140.000 & that the said Sum of 40000 be also lent out on the same Intrest & Land Security-

That the Intrest money be applyed for the Support of this Governm^t: which if at £10 ꝯC^t: will in about 15 Years bring a Revenue of £14000 ꝯ^r: Annum

That three Comiss^{rs}: be appointed & a Secretary wth: proper Salarys to gett Stamp^t, & to sign the New Bills & let them out to Intrest and to Transact all matters relating thereto

That there be a Clause in the said Bill to prohibitt the Stamp^t-ing any other Bills whatsoever to add to this Currency of £140,000,

The above Scheme being read & approved a Bill was Order'd to be brought in agreeable thereto.

Mr Secretary Hart acquainted the House that the president required the attendance of the House in the Council Chamber the Speaker & the whole house waited on the president & being return'd the Speaker laid before the house a Coppy of his Hon^{rs}: y^e: Presidents Speech which is as follows.

Mr Speaker & Gentⁿ: of the Com^{ons} House of Assembly—

Hon^{ble}: Gentⁿ:

His Excellency Francis Nicholson Esq^r: Govern^r: of this His Maj^{ties}: Province being (in Pursuance of his Majesties Royal leave & Lycence) departed for Great Brittain the Governm^t: thereof is now (according to his Maj^{ties}: Royal Comission & Instructions) Devolved on me as the Eldest of his Maj^{ties}: Hon^{ble}: Council which great Trust reposed in me I shall to the uttm^{ost} of my power faithfully discharge, not only for the Honour and Dignity of his most Sacred Majesty, but likewise for the Safety Welfare and Happiness of this his Province, And I doubt not but you will readily enter into such Measures with me as may Promote these good ends——

Gentⁿ: It is a Perticular Satisfaction to me that I have the Honour of being well known to you all & therefore I flatter my Self, I may be looked upon as a person without any Veiw of Self Intrest & that I have nothing more at Heart then the General good of this Province,

I take this oppertunity to promise you that while I have the Honour to Preside in this Station, I shall make it my Study and readily Embrace all Oppertunitys to putt in Practice, what I can now only assure you in Words.

I Cannot help telling you that I have so good an Opinion of your Hon^{ble}: House that it obliges me to assure you that what

of Moment shall happen during my Administrac'on Shall be Communicated to you & therefore hope you will never fail of your Assistance and good advice which (next to that of his Majestes Hon^{ble}: Council) I shall only relye on——

Gentⁿ: You are now mett according to your own Adjournment The design of which (I presume) is to Consult the most proper methods of Settling and Secureing the Intrest of this Province with our Neighbouring Indians the Creeks and——Cherokees, I must own to You, the Task is Difficult & this Province has long Strugled with the Various humours & Intrests of those Nations, what renders it still harder, is the power the french & Spaniards now have & are daily gaining amongst them, But as this Affair will be thróughly Represented to his most Sacred Majesty by his Excell^y Francis Nicholson Esq^r: so I shall not Enlarge further on this head then only to Recom'end to you, Maturely to Weigh & to Consider this Matter of so great Consequence to this Province, And to use your Uttmost Endeavours to frustrate and prevent the designs of our Enemies amongst those Indians til we can hear from Great Britain, And the more Effectually to— Accomplish these purposes, A Comittee of his Majesty's Hon^{ble} Council will be allways ready to joyn a Comittee of y^r: house

Mr: Speaker & Gentⁿ: I have further to recom'end to you the building of a Garrison at the place commonly called the forks on Allatamaha River for the better defense of this Province (in case of a Rupture with the Creek Indians) for from this place commonly called the forks on Allatamaha River, our forces can march with much Ease against them And it is well known by long Experience that force is of more prevallency then Argument with those people

What further you may think proper to be done in this—— Sessions for the good of this Province I shall with the Consent of his Majesties Hon^{ble}: Council readily joyn with you in.

Ar: Middleton

The above Speech being read the Attorney General Mr: Rhett & Mr: Hume were Order'd to draw an address in answer to his Hon^r: the President which was read and agreed to & Order'd to be Engross'd

The House Adjourn'd till 2 in the Afternoon

The House mett according to Adjournment

Motion being made that the Comiss^{rs} for Stamping and Exchanging the Bills be directed to Exchange all the old Bills outstanding The following Message was Order'd to be drawn

The Speaker and the house waited on the President with their Address the Speaker & the House return'd from the Council Chamber.

To the Hon^{ble}: Arthur Middleton Esq^r: Presid^t: & Comand^r: in cheif of this his Majesties Province of South Carolina &^{ce}: The Hum^{ble}: Address of the Com^{ons} house of Assembly

May it please y^r: Hon^r:

It is a great Satisfaction to this house that the Govern^{mt}: of this Province has devolv'd on your Hon^r: as a Person whose Abilites are well known to us as is also y^r: great Zeal to his Majesties person & Govern^{mt}: to Serve in that Station & hearty affection for the true Intrest & wellfare of this Province. And We doubt not of your giving us many Proofs of the Same.

We shall on all Occasions indeavour to preserve and justify your good Opinion of this house & We know We cannot better Express our Gratitude to your Hon^r: for the Confidence you are pleas'd to putt in us, than by giving a ready and Quick dispatch to such Affairs as you shall Communicate to us And to do this We shall not want since We are well convinced that your

to his Majesty's Intrest & that of this his Province will produce nothing but what will contribute to promote the Same.

As We are pers-waded our Affairs wth: the Creeks and Cherokees are of the Greatest Consequence So we begg leave to Assure your Hon^r: they shall have our diligent attention and ready Concurrence to such measures as shall be thought proper to bring them to a happy Issue And We shall wth: the Same application go through such other matters as shall be necessary to be accomplish'd this Sessions—

May it please y^r: Hon^r:

The house being this day Informed by some Members thereof that they have Several of the Old Bills in their hands unexchanged & We being of Opinion that it is a very great hardship to all such persons who have such Bills that they should lye dead & useless in their posession We desire y^r: hon^r: will agree wth: us in giving Orders that the Act which directs y^e:

Exchanging them may be in that regard Strictly Complied wth: that they may be forthwith Exchanged & that the Commiss^{rs}: be required without Loss of time to give Notice that they will Exchange y^m: for new Bills—

Capt: Bond & M^r: Raven were Order'd to carry up y^e: foregoing Message

May it please y^r: Hon^r:

The house having consider'd the Scheme herewith sent to your hon^r are of Opinion that if the Currency of this Province were Establish'd after the manner therein mentioned it would be highly Advantageous to this Province therefore we pray your Hon^r: to peruse the same & to Concurr with us that a Bill may be brought in & passt wth: a Suspending Clause this Sessions agreeable to the Same that it may be further Sent to Great Brittain for his Majesties Royall aprobation We being of Opinion that by passing such a Bill We may more readily & easily obtain Such an Establishment of the Currency than by sending any Scheme to Great Brittⁿ:

The Petition of Will^m: Hatton was read & referrd to the Committee of Petitions & Accounts.

M^r: Secretary Hart brought from his Hon^r: y^e: President the following Message.

M^r: Speaker & Gentⁿ:

In Answer to your Written message just now deliver'd us by M^r: Bond & M^r: Raven we are of opinion with your house that all such such Persons who have any of the old Bills in their hands be permitted to Exchange them for the new & we do readily agree that y^e: Commiss^{rs}: do Strictly Comply with the Law in that case made & provided & forthwith without loss of time give Publick Notice that they will Exchange the Old Bills for New.

Council Chamber }

May y^e: 27th: 1725 }

Ar Middleton

May it please y^r: Hon^r:

This house having taken under Consideration that part of your hon^{rs}. Speech relates to the Indian Affairs take leave to acquaint you that it is our Opinion that it would be proper that both houses of Assembly should hear what the Cherokees have to say before Comittee's are appointed to take under Consideration the affairs of the Indians & hope you will be pleas'd to

Concurr wth: us herein, & We desire this Interview wth: the Indians may be as soon as Possible——

May it please your Hon^r:

This house having read & Consider'd Mr: Bull's Petition recomended to us by Your Hon^r: are of Opinion that no time ought to be lost to make a Demand from the Governm^t: of St: Augustine of his Negroes in Case they are got thither & we think that the readiest & quickest method will be to send y^e: two Scouts, & we desire you will be pleas'd to appoint a Committee of the Council to meet a Committee of this house to draw proper Instructions for a proper person to be sent in the Affair—

Mr: Secretary Hart brought from his Hon^r the President the following Message—

Mr: Speaker & Gentⁿ:

In Answer to your message just now received by Coll^o: Fenwick & Capⁿ: Butler you may Remember in a particular Petition the last Sessions to his most Sacred Majesty you beg'd leave to have the Liberty to form a Bank or to Continue the present Currency and it was the opinion of the Committee & agreed to by both houses that the passing of any Such Law without leave first obtain'd was foreclosing his Majesties Judgm^t: & Accordingly that Petition is now sent home & very propable in Due time an Answer will be made thereto.

I shall always be ready to Concurr wth: your Hon^{ble}: house in any thing that lyes within my Province, but if you please to have recourse to the 29th: Clause of his Majesties Instructions you will find it is not in my Power to comply wth: your request.

Council Chamber }

May y^e: 27th: 1725 }

Ar: Middleton

To which the following Message was Order'd to be Drawn.

May it please y^r: Hon^r:

We are under Great Concern that your Hon^r: is of Opinion that it is not in your power to consent to the passing a Law agreeable to the Scheme Sent up to you, but where such a Law cannot be past we Desire Your Hon^r: will Signify to us whether you will be pleas'd to Concurr with us in Directing the s^d: Scheme to be laid before his Majesty for his Royal Permission to Establish our Currency agreeable to the said Sheme—— The following Message was brought from his Hon^r: y^e: Presid^t: by Mr: Secretary Hart.

Mr: Speaker & Gentⁿ:

In Answer to your Message concerning the Cherokees We have appointed to Morrow Morning Nine of the Clock in the Council Chamber to hear what they have to offer where we shall desire y^r: house to be present.

As to Mr: Bulls Petition we have appointed the Hon^{ble}: Coll^o: W^m: Bull and the Hon^{ble}: Benjⁿ: Dela Conseilere Esq^r: to be a Comitt^{ee}: to meet a Committee of your House immediately on that Affair

Council Chamber

Ar Middleton

May y^e: 27th: 1725

The house adjourn'd till to Morrow Morn^g: 8 of the Clock

Friday the 28th: day of May 1725

The House mett according to Adjournmt.

Mr: W^m: Rhett According to Order laid before the house a Bill to raise and appropriate a Fund of Money to Erect and build an Arsenal in Charles Town to hold and Contain the Publick Arms of this province which was read the first time and past with Amendments.

Order'd

That the Comiss^r: appointed to Stamp & Exchange the Current Bills of this Province do forthwith Exchange all the Old Bills now outstanding in the hands of Severall Persons in this province and that they give Publick Notice that they will Exchange the s^d: old Bills, & that this Order be sent to his Hon^r: the President & his Majesties Council for their Concurrence & that Mr: Speaker do sign the Same.

The Sec^{ry}: brought from his Hon^r: the Pressid^t: y^e: following Message

Mr Speaker & Gentⁿ:

Having Consider'd Mr: Bulls Petition, We are of Opinion that y^e: most Expeditionary way to Effect that undertaking will be by sending the Pylot Boat, which in all propability may be there & return before the Scout Boats can be got ready, besides we apprehend them to small for such a Service Therefore desire you will agree with us in this affair which is of so great Consequence to the Wellfare of this Province, We propose that a proper person may be sent with the message intended to the

Governour of St: Augustine in Order that it may have it's due weight

Council Chamber }
28th: May 1725 }

Ar: Middleton

Mr: Secretary Hart brought from the Pressid^t: the bill to raise & appropriate a Fund of Money to Erect & build an Arsenal in Charles Town &c: read in Council the first time & past wth: amendments.

Mr: Secretary Hart brought from his Hon^r: the Presid^t: the Petitions of John Croft and Alexa^r: Trench.

The above Message from the President was read & taken under Consideration & debate thereof postponed till the afternoon.

The house adjourn'd till 2 of the Clock in y^e: afternoon

The house mett according to adjournment.

The House resuming the Debate on the Presid^{ts}: Message of this morning resolved to send the following Answer.

May it please y^r: Hon^r:

This house has had under their Consideration your Hon^{rs}: Message of this Morning Concerning the Method of Sending to St: Augustine & have come to a Conclusion to send thither the largest of the Pilot-boats according to your Hon^{rs}: proposals & have Sent for Capⁿ: Watson who has told us that he is willing to let the boat go for fifty pounds and is willing to go himself for £100 which We think not unreasonable, and Mr: Attorney General having been so kind voluntary to Offer to go thither and take upon him the Publick Capacity of Transacting the affairs of this Province at St: Augustine We have Cheerfully accepted his Offer and desire that a Comittee of his Majesties Hon^{ble}: Council may be appointed to meet a Comittee of this house to draw a proper memorial to be laid before the Gov^r: of St: Augustine to reclaim the Negroes which are supposed to be Run thither from this Government & the heads of the Instructions to be given to the Attorney General for his Guid-ance in his Negociations & as this We esteem an affair of great Consequence to the Province the Sooner it is Concluded the better.

The bill to raise & appropriate a Fund of money to Erect a building in Charles Town to hold & Contain the Publick Arms of this Province was read a Second time & past wth: amendm^{ts}:—

Order'd That Alexand^r: Parris Esq^r: Treasurer do pay unto Nicholas Trott Esq^r: the Sum of one Thousand pounds now lying in the hands of the said Treasurer formerly raised for the said Nicholas Trott Esq^r: to Discharge a former Contract made with him by the General Asem^{bl}y: for Compiling the Laws of this Province And that this Order be sent to the Presid^t: & his Maj^{ties}: Hon^{ble}: Council for their Concurrence & that Mr: Speaker do Sign y^e same

Order'd That Alexand^r: Parris Esq^r: Treasurer do pay unto Mr: Joseph Boon or his Attorney the sum of one Thousand five hundred pounds now lying in the hands of the said Treasurer formerly raised by the said Josh^l: Boon in full for his Demands on the publick of this province for his Agency in Great Brittain And that this Order be Sent to the Presid^t: & his Majesties Hon^{ble}: Council for their Concurr^{ce}: & that Mr: Speaker do Sign the Same.

Resolv'd That in Case Nicholas Trott Esq^r: does not print the Laws of this Province Compyled by him in three years from the date of this Order that he be obliged to deliver to the General Assembly one fair Coppy of y^e: s^d: Laws

Mr: Secretary Hart brought from his Hon^r: the President the following Message—

Mr: Speaker & Gentⁿ:

The Committee of his Majesties Hon^{ble}: Council being appointed by our House are now ready to meet a Comittee of y^r: House in Order to Consult on the affair of the Cherokee Indians. And we hope you will give this matter imediate Dispatch being of so great Consequence to this Province.

Council Chamber }
May the 28th: 1725 }

Ar Middleton.

The following message was brought from the Council by Mr: Hargrave

Mr. Speaker & Gentⁿ:

We Consent to your last Message relating to y^e: pilot-boats going to St: Augustine & Desire that all possible Expedition may be used in that affair

Council Chamber 28th: May 1725

Ar: Middleton

The house adjourn'd till to Morrow Morning 8 of the Clock

Saturday the 29th: day of May 1725

The House mett according to adjournment

The Bill to Raise & appropriate a Fund of money to Erect a building in Charles Town to hold and Contain the Publick Arms was read y^e: third time & past wth: be Ingrossed Sent up by Mr: Eleazer Allen & Mr: Barton

The Petition of Alexand^r: Trench was Read & referr'd to y^e: further Consideration of this House at their next meeting.

Resolv'd That in Case the Pilot Boat now bound to St: Augustine should happen to be lost that the Publick of this Province will make good the s^d: loss to the Owners thereof—

Mr: John Lloyd Esq^r: Mr: Eleazer Allen & Capⁿ: Bond were appointed a Committee to draw the Heads of Instructions to y^e: Attorney General

Mr: Secretary Hart brought from his Hon^r: the President y^e: foll^g: Message

Mr: Speaker & Gentⁿ:

I herewith send you an Original Act (which thô Repeald by the Lords Justices at home) yet you will see by that Paragraph relateing to Mr: Trott, the Sence of the house at that time that a Fair Transcript of the said Laws should be deliver'd before the money was paid. I hope you will be of same Opinion with that Assembly for I think I have another way to Justify my signing the Order but by having y^e: Transcripts first deliver'd. the Country has already paid for the two Transcripts & to deliver One of them will be no Injury to Mr: Trott.

Council Chamber

Ar: Middleton

May the 29th: 1725

Mr: Allen from the Committee appointed to draw Instructions to Benjamin Whitaker Esq^r: reported the said Instructions w^{ch}: were read and after some Amendm^{ts}: made thereto were sent up to the Council by Mr: Allen & Capⁿ: Butler

Mr: Rhett from the Comittee appointed to take the Affairs of the Indians under Consideration made the following Report.

Resolved That Coll^o: Chicken is a proper person to go to y^e: Cherokees and that he go to the Lower Middle & upper Settlements that he Sum^ons all the head men of the three Settlements & give them the talk & he be paid out of the Publick Treasury of this Province for the said Service the Sum of Five hundred pounds

The house adjourn'd till 2 of y^e: Clock in the afternoon

The house mett According to adjournment

The Petition of Charles Hill Esq^r: Setting forth that he is informed that a Bill is under Consideration of the house for laying an Additional Duty on Negroes, & that such Duty's may not take place immediately but that a Competant time be allowed before it takes place which being read & Consider'd the same was rejected.

Mr: Rhett & Mr: Barton were directed to acquaint the President & Council that the said Petition was rejected.

Mr: Sec^{ry}: brought from the Presid^t: the following Message.

Mr: Speaker & Gentⁿ:

We received a Verbal Message from you just now by Mr: Rhett & Mr: Barton two of your Members that you had rejected Mr: Hill's Petition We think it more proper that your Resolution should be sent in Writing being much more Regular.

Council Chamber

Ar: Middleton

May y^e: 29th: 1725

The House taking under Consideration the affair of a Person fitt to to the Creeks

The Question was put whither the Person who is to go to the Creeks shall continue there for a Time Limited.

Carried in y^e: Affirmative

The Question was put if the said Person should Remain amongst the Creeks four months—

Carried in y^e: Affirmative

The Question was then put whither the sending of an Agent to the Creeks shall be postpon'd till we hear from the Creeks.

Carried in y^e: Negative

The Question was put whither Capⁿ: Tobias Fitch if he would accept of the Office should be sent as an Agent to the Creeks

Carried in y^e: Affirmative

Coll Herbert who was thought a proper Person to be sent as Agent to the Creeks being askt if he was willing to go thither and to remain in that Nation four months Certain he declined going on those Conditions

May it please y^r: Hon^r:

Coll^o: Herbert having declined going to the Creeks, this house having thought fitt to come to a Resolution to limitt the time of the persons stay in the Nation & having Consider'd of another proper person to be sent instead of Coll^o: Herbert have made

Choice of Capⁿ: Tobias Fitch and we Desire your Hon^{rs}: Concurrence to the same.

The above Message together with y^e: following Message was Sent up by Coll^o: Fenwick and Capⁿ: Green.

May it please y^r: Hon^r:

This house having read & Consider'd y^r: Hon^{rs}: two last Messages take leave to acquaint you that after reading Mr: Hills Petition we thought fitt to reject the same and since your Hon^{rs}: not pleas'd to pass the bill before you wth: the Additional of forty Shillings we agree to its passing as your Hon^r: proposes, & desire it may be immediately sent down that it may be ingrossed in Order to Ratification this Night.

The foregoing Message Sent up by Mr: Barton & Mr: Ashby Order'd That John Brown Gentⁿ: Messenger of this house do forthwith bring to the Barr of this house David Spotswood in order to Answer to such Questions as shall be demanded of him & that Mr: Speaker do sign this Order

Mr: Hargrave Deputy Sec^{ry}: brought from y^e: Presid^t: y^e: following Message

Mr: Speaker & Gentⁿ:

It is our Opinion that We should now Resolve upon measures how we might right our selves & comply with our Talk wth: the Cherokees in treating the Creeks as Enemies in case they refuse to make Satisfaction and continue their Insults, for tis our opinion that barely to send up to them what this Governm^t: requires of them will never have its desir'd effect, except they see We put ourselves in a posture to make good what We threaten, which we have a great deal of Reason to beleive they are no ways apprehensive of at the Distance they are now from us We are of Opinion that the Fort Mentioned to be built in the Report be done as soon as Possible therefore We propose that a bill be Order'd to be brought in on Monday next for that purpose

Council Chamber

29th: May 1725

Ar: Middleton

Order'd y^t: y^e: following Message be sent to his Hon^r: the President

May it please y^r: Hon^r:

As We apprehend the Cheif occation of this meeting of the General Assembly was to settle the Affairs of the Indians which we realy beleive to be of very great Consequence, & as we have

already drawn Instructions to the persons proposed to go to the Creeks and Cherokees which now lye before your Honour for your approbation We are realy of Opinion that those Measures may for y^e: present Serve & that there is not absolute Necessity imediately to build the Fort at the Forks but that it may be done at our next meeting therefore considering the season of the Year calls for us at our Several habitations We think there is not any matter now before us that need prevent our breaking up this night, and we desire you will be pleas'd to dispatch the Several matters Sent up to your Honour Sent up by M^r: Allen

Order'd That Alexand^r: Parris Esq^r: Treasurer do pay out of y^e: Publick Treasury of this Province unto Will^m: Blakewey Esq^r: Clerk of this house for his Salary to the 23rd: day of this Month for Copying Journals to go to England for drawing & ingrosing Act of the General Assembly & for Pens Ink & paper & in full of his Accounts to this day the Sum of four hundred & 8 pounds ten Shillings & that this Order be sent to his Hon^r: y^e: President & his Majesties Hon^{ble}: Council for their Concurrence & that M^r: Speaker do sign the Same

* M^r: Hargrave Dep^y: Sec^{ry} brought from the upper house y^e: follow^g Message

M^r. Speaker & Gentⁿ:

Several Affairs (Especially that relateing to the Indians) now lying before us which cannot be dispatch'd to Night will require our sitting a day or two longer, therefore hope the Gentⁿ: of your Hon^{ble}: House will have so much patience as to attend the Necessary affairs of this Province now unfinish'd & w^{ch}: are of so great Consequence to the Wellfare thereof.

Council Chamber

Ar: Middleton

29th: May 1725

Order'd That the Messenger of this house do to Morrow Morning Sum^{ons} M^r: Parker Capⁿ: Bond Captain Saunders & M^r: George Smith to attend the Service of this house on Munday Morning 8 of the Clock and that the said Summons be at y^e: charge of those Gentⁿ:

The House adjourn'd til Monday Morning 8 of the Clock

Munday the 31st: day of May 1725

The house mett according to adjournment

Mr: Rhett from the Committee of Petitions & Accounts made the following Report

The Committee on Capⁿ: Hattons Petition report

That they find the said Hatton is indebted the Sum of £347..12..3 by a Bond to the publick Treasury dated 30 April 1723 & Intrest due thereon at £10 ^{per} Annum to the 30 of April last comes to £69..10^s:0^d So that Principle & Intrest to that time amounts to £417..2..3

The Committee are of Opinion that Capⁿ: Hattons Services to the publick Meritts the Consideration of this house & therefore recomend that a Considerable Sum be allowed him either by remitting the whole or part of this Debt or in such other manner as y^e: house thinks proper

May the 31st: 1725

On Reading & Considering the above Report it appears to this house that Capⁿ: Will^m: Hatton is indebted to the Publick of this Province the Sum of £417:2:3 on Bond sign'd by the said Hatton & dated the 30th: day of April 1723 & the house Considering the Services the s^d: Hatton hath done to this Province in the Cherokee Nation

Resolv'd That Alexand^r: Parris Esq^r: Treasurer do indorse off the said Bond the Sum of two hundred pounds as paid by the said Hatton in Consideration of his Services to the Publick of this Province in the Cherokee Nation.

Mr: Sec^{ry} Hart brought from his Hon^r: the President y^e: following Message

Mr: Speaker & Gentⁿ:

We send you herewith the written Directions drawn up by your house for the Proper person appointed to go amongst the Creeks together with some directions drawn up by us which we apprehend to be more proper & have sent for your Perusal.

We also Send you the Bill for the building & Establishing a Fort and Garrison on the Forks of Allatamaha River which we think the Safety of this Province very much depends upon
Council Chamber Ar: Middleton

31. May 1723.

The Petition of John Crofts praying to be appointed Comptroler was read & Orderd to lye upon the Table

May it please y^r: Hon^r:

On Saturday last this house appointed a Committee to Confer with a Committee of his Majesties Hon^{ble}: Council on M^r: Trotts Orders sent up to you and the said Committee's having mett & Conferr'd, We desire to know your Honours Opinion on that Conference

M^r: Attorney General reading to the house a Letter from the Hon^{ble}: Will^m: Bull Esq^r: acquainting him that M^r: John Bull's Negroes were taken & the house being of Opinion that there were no Occasion now to send to S^t: Augustine as was intended to reclaim the said Negroes, & Considering the Attorney General's Voluntary offer of doing that piece of Service to the Publick, Order that the thanks of this house be given to Benjamin Whitaker Esq^r: Attorney Gen^l: for his Voluntary Offer of going to S^t: Augustine to Negotiate the Affairs of this Province at that place & that M^r: Speaker do give him the thanks of this house & the Speaker Return'd him the Thanks of the house accordingly. Order'd That Capt: Watson be paid out of the public Treasury of this Province the Sum of Twenty pounds for his Expencc and Trouble in preparing the Pilot boat to go to S^t: Augustine.

M^r: Secretary Hart brought from the Presid^t: the following Message together with a Bill for building Erecting & Establishing a Fort & Garrison on the Fork of Allatamaha River.

M^r: Speaker & Gentⁿ:

We herewith send you back the Order sent up from your house to us on Saturday last relateing to the Exchanging of the Bills being of Opinion that the Comiss^{rs}: have no need of any Such Order there being a Law which plainly Directs the Comiss: so to doe and therefore we Desire to know in what forwardness they are to Exchange them

May 31st: 1725

Ar: Middleton

May it please y^r: Hon^r:

Persuant to your Hon^{rs}: Message just now received we have inquired of the Comiss^{rs}: for Exchanging the Bills in what time they can Exchange them & their answer was that they could not all be changed in less than three Month's.

The Bill for building Erecting & Establishing a Fort & Garrison on the Fork of Alatomaha River was read the first time and past with Amendments & Sent up by M^r: Rhett & M^r: Nichols.

Mr: Secretary Hart brought from the Presid^t: the following Message

Mr: Speaker & Gentⁿ:

In Answer to your last Message, as there was no Conference asked for by your house, so none was appointed by Ours in Relation to the affair of Mr: Trott, I referr you to the Message sent you on Saturday last as my Opinion

Council Chamber }
May the 31st: 1725 }

Ar: Middleton

This house has appointed Mr: Loyd Mr: Whitaker & Coll^o: Hall a Comittee to meet a Comⁱtt^e of his Majesties Hon^{ble}: Council to Conferr on Mr: Trotts affair & we Desire a Committee of Council may be appointed to meet our Committee accordingly.

Mr: Hargrave Dep^y: Sec^{ry}: brought down y^e: following Message
Mr: Speaker & Gentⁿ:

Having perused the Scheme sent us with your Message on Sat^y: last we desire you to appoint a Comittee of your house to meet a Comitt^e: of his Majesties Hon^{ble}: Council to Settle the same who are now ready for the purpose.

Council Chamber }
May the 31st: 1725 }

Ar: Middleton

Mr: Lloyd from the Committee of Conference on Mr: Trotts affairs reported that they & the Committee of Council are of Opinion that the said Mr: Trott should deliver Transcript of the Laws now in his Possession to y^e: General Assembly before his Order is past, and that in Case the Transcript he sent to Great Brittain be lost that the said Mr: Trott shall wave a Coppy thereof given to him at the Charge of the Public, & that when y^e: Laws are printed that the Transcript do remain in the hands of the Publick be deliver'd to him, & that he have the perusal of the same as often as he thinks Necessary in the mean time

To which the house agreed

May it please y^r: Hon^r:

The Committee of our house on Mr: Trotts affair having Reported their Opinion herewith sent to you the house has agreed to the same & wee desire your Hon^r: will Concurr with us therein & that the Order may be past & deliver'd to him.

May it please y^r: Hon^r:

Mr: Rhett Mr:

& Mr: Eveleigh are appointed a

Comⁱtt^e of this house to meet a Committee of his Majesties

Hon^{ble}: Council on the Scheme agreeable to your Hon^{rs}: Message. The above Message sent up by Capt: Bond and Capt: Broughton. Mr: Secretary Hart brought from his Hon^r: the President the Bill for building Erecting and Establishing a Fort & Garrison on the Fork of Alatomaha River read in Council the 2nd: time and past wth: amendments.

The House adjourn'd till 2 of the Clock in y^e: Afternoon

The House mett according to Ajourment

Mr: Secretary Hart brought from the Presid^t: the following Message.

Mr: Speaker & Gentⁿ:

We agree to the Report from the Committee on Conference on Mr: Trotts affair with this alteration, that the said Mr: Trott should deliver the Transcript of the Laws now in his Possession. to the General Assembly (to Compare the same when printed before is Order is passed &^{ce}:

Council Chamber 31st: May 1725

Ar: Middleton

Mr: Secretary Hart brought from the Council the Petition of Margaret Johnson and John Fisher.

The House Order'd the Bill for building Erecting & Establishing a Fort & Garrison on the Fork of Alatomaha River to be read & the same being began to be read the same was Committed to a Committee of this house Viz^t: Coll^o: Fenwick Maj^r: Hext Capt^t: Bond Mr: Whitaker & Mr: Allen—

The Petition of Margaret Johnson was read praying that Rob^t: Johnson Esq^r: her Husband might be remitted the Sum of £144.,7.,5 Assessed on him as his Tax in the Year 1720 when he was deprived of his Governm^t: & the house taking the same under Consideration.

Resolv'd That the said Sum of 144.,7.,5 assessed as Tax on Robert Johnson Esq^r: when he was Deprived of his Governm^t: be remitted and that Alexand^r: Parris Esq^r: Treasurer do not Demand the said Sum of the said Rob^t: Johnson Esq^r: & that this Resolution be sent to his hon^r: the President & his Majesties Hon^{ble}: Council for their Concurrence and that Mr: Speaker do sign the Same.

Capt^t: Bond from the Committee to whom the Bill for building the Fort at the Forks was Comitted made their Report. & the said Report being taken under Consideration

The Bill for building erecting and Establishing a Fort at the Forks of Alatomaha River was read & the Question being put upon it.

it past in y^e: Negative

May it please y^r: Hon^r:

This house having read the Bill for building Erecting & Establishing a Fort & Garrison on the Fork of Alatomaha River are of Opinion that there is not any Necessity to build a Fort on the s^d: River and therefore in putting the Bill the Second time to the Question it past in the Negative we therefore return the s^d: bill to your Honour.

The above Message and the Bill for building a Fort at the Forks & the Order for remitting the Tax to Rob^t: Johnson Esq^r: were Sent up by Coll^o: Hall & Cap^t: Nichols.

The house adjourn'd till to Morrow Morning 8 of the Clock

Tuesday the 1st: day of June 1725

The house mett according to adjournment

The house reading & Considering the Petition of M^r: Alexand^r: Trench praying that the house would take under Consideration his former proposals for bringing over white People from the Kingdom of Ireland & the Report of the Committee thereupon The house had Recourse to the same, & finding them feasible & that if they Complied with Effectually it would be highly beneficial to this Province

Resolv'd Therefore that the said Alexand^r: Trench have leave to bring in a Bill at the next sitting of the house agreeable to his proposals & that the said Bill be General & extend to all persons who will Transport themselves on y^e: Encouragm^t in the said proposals Mention'd

Resolv'd That Alexand^r: Parris Esq^r: do proceed to build the house to be built in Lieu of the Publick house in Charles Town for the use of Indians & poor people, upon the Public land near where the former house stood, & that this Province will provide Money in the next Estimate for payment of the Same.

May it please y^r: Hon^r:

We find by your Message just now Rec^d: that the Gentⁿ: of his Maj^{ties}: Council do not agree to the Scheme which we are of Opinion may be of I'll Consequence to this Province, the Peti-

tion to his Majesty for Establishing y^e: Currency having Recourse to a Scheme to be laid before his Majesty, & the Orders to our Agent requiring him not to deliver the s^d: Petition until we find y^e: Scheme to present at the same time, therefore that Petition w^{ch}: Relates to the Currency a matter of the last Consequence to this Province cannot be delivered without it it would have been kind in his Majesties Council if they had before requesting the Scheme, proposed some other but since they did not think fitt so to do wee desire a Committee may be appointed to meet a Committee of this house to draw a proper Scheme to be sent forthwith to our Agent their we may not be with our Selves—

Mr: Secretary Hart brought from the Presid^t: the following Message

Mr: Speaker & Gentⁿ:

We Send you down a Scheme for Erecting a Bank in this Province the Gentⁿ: of his Majesties Hon^{ble}: Council not agreeing with you in the Same there is a Petition already sent to England to his Majesty to Obtain leave to Continue the present Currency which if Obtain'd, wee are of Opinion will be Sufficient.

Council Chamber

Ar: Middleton

June y^e: 1st.— 1725

Mr: Speaker & Gentⁿ:

In Answer to the Message of the 29th: of May last in Relation to your Choice of Mr: Tobias Fitch to go to the Creek Indians, we agree with you therein, & desire he may prepare himself to be gone as fast as Possible.

Council Chamber 1st: June 1725

Ar: Middleton

The Message relating to the Scheme & the talk to the Cherokees wth: some little amendments were sent up by Mr: Rhett & Capt: Broughton

Resolved That Coll^o: Chicken have Power & he is empower'd to leave blank licences in the hands of such a proper person as he think fitt to be deliverd out to the Indian Traders & to take their Bonds according to this Law for regulating Indian Affairs in his absence whilst he is gon to the Cherokees.

Resolv'd That Eleaz^r: Wiggan be paid out of the Publick Treasury of this Province the Sum of fifty pounds in full for his

Services to this Province until he shall to y^e: Cherokee Nation

John Lloyd Esq^r: Mr: Will^m: Rhett Coll^o: John Fenwick were a Com^{it}tee to meet a Committee of his Majesties Council to draw a New Scheme.

Mr: Hargrave Dep^y: Sec^{ry}: brought y^e: following Message from y^e: President

Mr: Speaker & Gentⁿ:

Instead of the Instructions you have added to those we Sent you for our Agent to the Indians, We are of Opinion the following will be more proper. Viz^t: If you find the Talaposees Nation & Abeca's are Desireous that the English should Conclude a Peace with y^e: Cherokees for them you must tell the lower people that since y^e: Talapoosees are Desireous to be freinds with the Creeks that you Expect they give no further disturbance to the Cherokees & that you in behalf of y^e: English will take care that the Cherokees shall not Injure them.

That you as soon as may be proceed to the Creeks & if you meet with an Express to the Government between the Settlements of y^e Savannah Town you are to stay their until you Receive a further account from y^e: Governm^t.; but if after you have left the Savannah Town & meet any of the Traders & understand by them that all the Indians are peacably inclin'd you may proceed, if not you must return to the Savannah Town and Dispatch an Express & their wait for an Answer

Mr: Lloyd & Mr: Rhett were Order'd to go to the Presid^t: & his Majesties Council & to acquaint them that this house agrees with their last Message & that it is the opinion of this house that Cap^t: Fitch ought to have a Discretional Instructions added

Mr: Howard & Mr: Bond were sent to his Hon^r: the President wth: y^e message concerning the Comiss^{rs}: exchanging the Bills Cap^t: Bond from the Com^{it}tee on petitions & acc^{ts}: made the follow^g: Report.¹

Mr: Hargrave Dep^{ty}: Secretary brought down the following Message

Mr: Speaker & Gentⁿ:

We are of Opinion That Joseph Boon has already rec'd from this Province more then he deserved, for wee are very well Informed y^t: instead of Solliciting to get the Governm^t: into

1. A blank space was left for the report but it was never entered.

the Kings hands, he in a private manner without the Knowledge of Coll^o: Barnwell then in England or acquainting this Province therewith, did not only treat with Some Gentlemen to sell the Governmt: to them but Signed an Instrument to that purpose now (as we are well Assured) in the hands of the Right Honourable the Lord Townsend One of his Majesties principle Secret^{ys}: of State, which we look upon to have been an Indignity to his Maj^{ty}: & a Breach of Trust reposed in him by this Governmt:.. For these reasons wee send you back his Order not Concurr'd to by us

Council Chamber

Ar: Middleton

June y^e: 1st: 1725—

To which the following Message was Sent.

May it please y^r: Hon^r:

Your honour not having Consented to M^r: Boon's Orders we desire there may be a Committe of his Majesties Council appointed to meet a Committee of this house to Conferr on that affair.

The house adjourn'd till 2 of the Clock in the afternoon

The house mett according to adjournmt:

M^r: Hargrave Dep^{ty}: Secretary brought from y^e Council y^e: follow^g: Mess^g:

M^r: Speaker & Gentⁿ:

M^r: Boon's Order being read in this house, & put to the Question whither it should be concurr'd to it passed in the Negative nemine Contradicente therefore (as you have our Resolution already there is no need of the Conference by your house Desired.

Council Chamber

Ar: Middleton

1st: June 1725

M^r: Hargrave Dep^{ty}: Secretary brought from the Presid^t: an Additional Instruction proposed to be added to y^e: Agent that is to go to the Creeks

May it please y^r: Hon^r:

In Answer to your Hon^{rs}: Message Concerning M^r: Boon's order we take leave to acquaint you that our house who as unanimous in in passing that Order as his Majesties Council was in not Concurring to it, and the Reason's that Induced us to be of that Opinion was because we well knew that the Faith &

pass the said Order we Desire that Mr: Blakeweys Acc^{ts}: may be laid before us for our Perusal as those of the Secretary's always are before your house And that it may be in two Separate Orders, the one for his Sallary & the other for his publick Writings;

There is likewise an Order sent up to us requiring the Publick Treasurer of this Province to Endorse on the Back of Mr: William Hattons Bond the Sum of £200 being in part Payment of £417:2^s:3^d due from the said Hatton to the Publick, Wee desire to know how the said Bond was to be Endorsed, before the s^d: Order was Consented to by this House: Wee have also another Order sent us from your House to Pay unto Coll^o: George Chicken the Sum of £500: for going on the Publick Service among the Cherokee Towns

Wee are ready to pass the said Order to be Paid at his return from the Cherokees.

Council Chamber 1st: June 1725/

Ar: Middleton

May it please y^r: Hon^r:

We herewith send to your Hon^r: as you Desire Two Orders payable to Mr: Blakewey the one for his Sallary & the other for his Writing & other Acc^{ts}:. & hope you will be pleas'd to Concurr to y^e: same & we. also Send you the Account on which the said Order is formed one Article for which we had an Order for £100 at the last sitting was because he had behaved himself to the Satisfaction of the last Assembly & there was Intermission of near Six Months between the sitting of the Assembly when he had in his Possession all the Original paper of this house except of the time of his Excell^y: Francis Nicholson & altho' we did not allow him the Whole Sallary we thought he Deserved one Quarter and we desire your Honour will be of that Opinion & pass his Orders

As to y^e Endorsement on Hattons Bond was in Order only to Settle the Principal and Intrest that in Case the Order Sent to you in favour of him should pass it should not be paid out of the Principal

As to the Order to Coll^o: Chicken it is intended to be pay'd after his Return And not Sooner in the manner you propose. Two Orders Drawn for the Clerk the one for his Sallary the other for Publick writings together with his Account & the above Order were Sent up by Mr: Rhett & Mr: Allen.

Mr: Hargrave brought from y^e: Council the following Message
Mr: Speaker & Gentⁿ:

In Answer to your Message Concerning Mr: Boons Order, the Reasons we sent you down for Rejecting the same were not to make you Judges whither they were Sufficient for us to debar him of what you call his Right, since we thought them so, we rather beleive that your Informations are more upon bare report that Ours, The Hon^{ble}: Mr: Pressident Benjamin De La Conseillere & James Kinloch Esq^r: Members of his Majesties Hon^{ble}: Council having as they informed us seen a Letter from the said Joseph Boon under his own hand to the late Coll^o: James Moore, wherein he acquaints him that a sett of Quackers Gentlⁿ: in London were about Purchasing the Government & Soil of this Province, at the same time Advising him to desist from applying any further to have it under his Majesty, for that we should be happier under the Governm^t: of those Gentlemen than that of y^e: King. if such Proceedings were faithfully discharged the Trust reposed in him by this Province. it may be your Opinion, but not Ours.

We are well Satisfyed that what Coll^o: Barnwell (appointed Agent at the same time) acquainted this Governm^t: upon his return is true, that he saw a Contract for the Sale of this Governm^t: Signed by Mr:—Joseph Boon in behalf of Coll^o: Joseph Blake one of the Proprietors which he Assured us was in the Hands of the Right Hon^{ble}: the Lord Townshend one of his Maj^{ties}: Principal Secretary's of State-

When we threw of the Proprietary Governm^t: it was to Serve that of his most Sacred Majesty but again to be put under y^e: Governm^t: of Subjects more mean and y^t: by the Sollicitations of a Person that was Employed by the people of this Province, We look upon it to be a high Indignity offer'd to the Same, which if he were here he ought to be Censured for. We must inform you Gentlemen that we are in Duty bound to preferr the Governm^t: of our most Sacred Sovereign before that of the greatest Subjects, And as we have the Happiness to Enjoy it we think that all Persons who shall Endeavour to deprive us of it ought to be Discountenanced.

We cant agree to the Conference you Say is Incumbent on you to insist upon the Order being Rejected, we deny it you because we look upon ourselves to have a Right to agree or

Disagree to any Order, which if you have any right to Demand or (as you say) insist upon, having a Conference upon any Matter gott over by us, then Nothing that we doe can be Conclusive but what you are pleas'd to Allow to be so.

Council Chamber

Ar: Middleton.

1st: June - 1725/

May it please y^r: Hon^r:

We do assure your Hon^r: that it is as much Our Opinion that it is for the Hon^r: & Intrest of this Province that we should be mader his Majesties Governm^t: as it can be yours & we are as truly Sensible of happily Instances thereof & as we never denyed that you had a Negative on our Orders so we must affirm that we have a right to desire a Conference when we think it Necessary, and we leave y^r: Hon^r: to Judge whither it is right in you to deny it us.

The above Message sent up by Mr: Whitaker & Mr: Heyward who also carryed up the Messengers Order.

Mr: Hargrave Deputy Secretary brought the following Message Mr: Speaker & Gentⁿ:

We are willing that Cap^t: Hatton Endorse from off his Bond the Sum of £200 as a Gratuity for his Services And we are ready to Concurr with Your house in an Order for that purpose Provided he pay first the Remaining part of the said Bond being the Sum of Two Hun^d & 17 Pounds two Shillings and three pence, and that the said Condition be inserted in the Body of the Order.

Order'd That Alexand^r: Parris Esq^r: Treasurer do forthwith demand & Receive of Will^m: Hatton the Principal and Intrest of his due to the Publick that he abate in the payment of the said Bond the Sum of Two Hundred Pounds for Service done to this Province by the said Will^m: Hatton and that this Order &^{ca}:

Cap^t: Butler & Mr: Ashby carryed up the above Order & were directed to inform the President that there was no buissness before y^e: house & therefore desired his Hon^r: would be pleas'd to Ratify.

Mr: Hargrave Deputy Secretary brought the following Message & Acquainted the house that the Order in favour of Mr: Hatton was not drawn agreeable to the Opinion of his Majesties Hon^{ble}: Council desired it might be alterd, And acquainted the Speaker

that the President required the Attendance of the house to Ratify.

Mr: Speaker & Gentⁿ:

We do not Deny that you have a Right to Desire a Conference but that Right must be upon Matters Depending before us, & not upon those rejected by us, for any Matter by us Rejected is Conclusive and we our selves have no Right to Reassume the Debate thereof the same Sessions, for which Reason we Affirme that you had no Right to a Conference upon Mr: Boon's Order, which we had before by Message acquainted you, Wee had rejected.

Council Chamber

Ar: Middleton

1st: June 1725

The above Order being sent up the Speaker and the house waited on his Hon^r: the President to Ratify who after Ratification prorogued the General Assembly to the first Tuesday in August.

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